



राजपत्र, हिमाचल प्रदेश

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

खण्ड 23]

शिमला, शनिवार, 18 जनवरी, 1975/28 पौष, 1896

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18 जनवरी, 1975/28 पौष, 1896 को समाप्त होने वाले सप्ताह में निम्नलिखित विज्ञप्तियां 'असाधारण राजपत्र, हिमाचल प्रदेश' में प्रकाशित हुईं:—

विज्ञप्ति की संख्या	विभाग का नाम	विषय
No. 7-26/69-LSG., dated the 6 & 8th January, 1975.	Local Self Government Department	Appointing certain persons as Official & Non-Official Members of Notified Area Committee, Dehra Gopipur.
No. 1-4/73-E&T, (Sectt.), dated the 14th January, 1975.	Excise and Taxation Department	Appointing Officers on Special Duty to assist the Excise and Taxation Commissioner and conferring upon them the powers Assessing Authority.

भाग 1 —व्यक्तिक नियमों को छोड़ कर हिमाचल प्रदेश के राज्यपाल और हिमाचल प्रदेश हाई कोर्ट द्वारा अधिसूचनाएं इत्यादि

हिमाचल प्रदेश सरकार

PERSONNEL DEPARTMENT NOTIFICATIONS

Simla-2, the 2nd January, 1975

No. 1-15/73-DP-Appnt. I.—The Governor, Himachal Pradesh is pleased to order that Shri Harsh Gupta, I. A. S., Joint Secretary (Home) to Government of Himachal Pradesh, shall also hold the charge of the post of Joint Secretary (Personnel) to the Government of Himachal Pradesh in addition to his own duties during the period of leave of Shri Ajay Prasad, I. A. S.

U. N. SHARMA,
Chief Secretary.

Simla-171002, the 3rd January, 1975

No. 1-22/71-DP (Appnt. II).—In exercise of the powers vested in him under the provisions of Article 233 (1) of the Constitution of India read with Rule 4 of the Himachal Pradesh Higher Judicial Service Rules, 1973, and in consultation with the High Court of Himachal Pradesh, the Governor, Himachal Pradesh is pleased to appoint Shri C. S. Sauhta, a Member of the Himachal Pradesh Judicial Service and at present posted as Senior Sub-Judge, Chamba, as District/Additional District and Sessions Judge in the Himachal Pradesh Higher Judicial Service, on purely officiating basis with effect from the date he assumes charge in the Sessions Division to which he may be posted by the High Court of Himachal Pradesh.

HARSH GUPTA,
Joint Secretary.

(SECRETARIAT ADMINISTRATION SERVICES)

Simla 2, the 4th January, 1975

No. 8-45/72-SA-S.—The Governor, Himachal Pradesh, is pleased to promote the following Assistants to the post of Section Officer in the pay scale of Rs. 500-30-740/40-900 and post in the sections in the leave vacancy from the date as indicated against each name:—

Sl. No.	Name of official	Date of promotion	Section in which posted
1.	Shri Chet Ram Verma Assistant, Appointment-I.	6-1-75	"LSG" vice Sh. Baldev Singh, S. O. proceeding on leave.
2.	Sh. S. R. Negi, Assistant, Pong Dam Cell.	9-1-75	"Industries" vice Sh. Shiv Dev Singh, S. O. proceeding on leave.
3.	Sh. Ganga Ram Thakur, Assistant Revenue 'A'	13-1-75	"R&I" vice Sh. M. R. Sud, S. O. proceeding on leave.

2. The above arrangement shall stand terminated as soon as the Section Officer concerned resumes his duty or earlier, if necessary.

B. R. LAKHANPAL,
Under Secretary.

Simla-2, the 7th January, 1975

No. 5-4/73-DP (Appnt. II).—The Governor, Himachal Pradesh is pleased to sanction 25 days earned leave in favour of Dr. Krishan Swaroop, Member of Himachal Pradesh Public Service Commission with effect from 28th December, 1974 to 21st January, 1975 subject to verification of title by the Accountant General, Himachal Pradesh.

The Governor, Himachal Pradesh is further pleased to permit Dr. Krishan Swaroop to relinquish charge on 27th December, 1974 (A.N.) at Nahan and also to assume charge of his duties after the expiry of leave at Nahan on the 22nd January, 1975 (F.N.) to attend the Commission's meetings which have been fixed at Nahan for 23rd January, 1975.

U. N. SHARMA,
Chief Secretary.

AGRICULTURE DEPARTMENT

NOTIFICATION

Simla-171002, the 3rd January, 1975

No. 16-14/70-Agr. (Sectt.).—The Governor, Himachal Pradesh is pleased to order that Shri B. C. Pandey, Assistant Soil Conservation Officer, Hamirpur, will hold additional charge of the post of District Agriculture Officer, Hamirpur, till further orders.

NIHAL SINGH,
Under Secretary.

FOOD AND SUPPLIES DEPARTMENT

NOTIFICATION

Simla-2, the 28th December, 1974

No. 1-20/72-Coop (F&S).—The Governor, Himachal Pradesh is pleased to order the continuance of appointment of Shri M. R. Shankta, to the post of Deputy Director, Food and Supplies, Himachal Pradesh in the pay scale of Rs. 400—1100 (Class-II Gazetted) beyond 29-12-1974, for a further period of three months or till such time the post is filled up on regular basis, whichever is earlier.

2. This arrangement will not confer any right on him for seniority or for any purposes.

3. This is in continuation of Government notification of even number, dated the 28th September, 1974.

By order,
M. S. MUKHERJEE,
Secretary.

FOREST DEPARTMENT

NOTIFICATIONS

Simla-2, the 28th December, 1974

No. 30-2/72-SF. II PTA.—The Governor, Himachal Pradesh is pleased to appoint Shri Yash Pal Garg, as a member of the Timber Committee, Rajban on the same

terms and conditions as are incorporated in this department notification of even number dated the 6th March, 1974.

2. This issues with the concurrence of the Finance Department, vide their U.O. No. 3157/11-13-Fin. (Reg.), dated 12-12-74.

Simla-2, the 28th December, 1974

No. 30-2/72-SF(PTA).—Please add Chief Conservator of Forests (South), Himachal Pradesh after serial No. 6 appearing in Himachal Government (Forest Department) notification of even number, dated 17-7-1974 (Regarding Constitution of Resources Committee, Timber Market Rajban) as serial No. 7.

P. K. MATTOO,
Secretary.

HOME DEPARTMENT

NOTIFICATION

Simla-171002, the 6th January 1975

No. 11-69/68-Home (A).—In exercise of the Powers conferred to the sub-section (3) of section 9 of the Manoeuvres Field Firing and Artillery Practices Act, 1938, the Governor, of Himachal Pradesh is pleased to publish in the Official Gazette as required by sub-section (4) of the said section of his intention to issue a Notification under sub-section (3) of section 9 of the said Act authorising the carrying out of the field firing and artillery practice in area of District Lahaul and Spiti as defined in the Himachal Pradesh Government Gazette Notification of even number of 4th May, 1973, for the information of persons likely to be effected by this notification for the period mentioned below:—

2nd July, 1974 to 6th July, 1974.

8th July, 1974 to 14th July, 1974.

1st August, 1975 to 4th August, 1975.

24th September, 1975 to 28th September 1975.

15th October, 1975 to 20th October 1975.

20th October, 1975 to 25th October 1975.

1st November, 1975 to 8th November, 1975.

15th November, 1975 to 22nd November, 1975.

2nd December, 1975 to 6th December, 1975.

20th December, 1975 to 26th December, 1975.

10th January 1976 to 15th January, 1976.

20th January 1976 to 25th January, 1976

February 1976 Nil

15th March, 1976 to 20th March, 1976.

26th March, 1976 to 30th March, 1976.

1st April, 1976 to 10th April, 1976.

10th May 1976 to 15th May, 1976.

20th May, 1976 to 26th May, 1976.

1st June, 1976 to 10th June, 1976.

15th June 1976 to 22nd June, 1976.

U. N. SHARMA,
Chief Secretary.

HEALTH AND FAMILY PLANNING DEPARTMENT NOTIFICATIONS

Simla-171002, the 28th December, 1974

No. 1-102/74-H&FP.—On the recommendations of Himachal Pradesh Public Service Commission, the Governor, Himachal Pradesh is pleased to appoint Dr. Mrs. Prem Saxena as Civil Assistant Surgeon Grade I in the scale of Rs. 350-25-500-30-590/30-830-35-900 with effect from 7-9-1974 (F.N.). She will be on probation for a period of two years.

Simla-2, the 30th December, 1974

No. 1-32/69-H&FP.—The Governor, Himachal Pradesh is pleased to accept the resignation of Dr. Mrs. Brij Bala Sood, Medical Officer, Civil Hospital, Sundernagar with effect from 4-11-1974 afternoon.

Simla-171002, the 4th January, 1975

No 1-16/74-H&FP.—On the recommendations of Himachal Pradesh Public Service Commission, the Governor, Himachal Pradesh is pleased to appoint Dr. Achar Kumar as Civil Assistant Surgeon Grade I in the scale of Rs. 350-25-500-30-590/30-830-35-900 w. e. f. 3-8-1974 (F. N.). He will be on probation for a period of two years.

Simla-171002, the 6th January, 1975

No. 1-107/74-H&FP.—On the recommendations of Himachal Pradesh Public Service Commission, the Governor, Himachal Pradesh is pleased to appoint Dr. Miss Brij Bala Sharma, Civil Assistant Surgeon Grade I in the scale of Rs. 350-25-500-30-590/30-830-35-900 w. e. f. 3-9-74 (F. N.). She will be on probation for a period of two years.

Simla-171002, the 7th January, 1975

No. 1-108/74-H&FP.—On the recommendations of Himachal Pradesh Public Service Commission, the Governor, Himachal Pradesh is pleased to appoint Dr. Jatinder Singh Bajwa as Civil Assistant Surgeon Grade I in the scale of Rs. 350-25-500-30-590/30-830-35-900 w.e.f. 27-8-1974 (F.N.). He will be on probation for a period of two years.

Simla-171002, the 7th January, 1975

No. 1-105/74-H&FP.—On the recommendations of Himachal Pradesh Public Service Commission, the Governor, Himachal Pradesh is pleased to appoint Dr. Saranjit Singh Ludhar as Civil Assistant Surgeon Grade I in the scale of Rs. 350-25-500-30-590/30-830-35-900 w.e.f. 2-9-1974 (F.N.). He will be on probation for a period of two years.

Simla-171002, the 7th January, 1975

No. 1-104/74-H&FP.—On the recommendations of Himachal Pradesh Public Service Commission, the Governor, Himachal Pradesh is pleased to appoint Dr. Satinder Kumar Gupta as Civil Assistant Surgeon

Grade I in the scale of Rs. 350-25-500-30-590/30-830-35-900 with effect from 19-8-1974 (F.N.). He will be on probation for a period of two years.

HARI SINGH,
Deputy Secretary.

MULTIPURPOSE PROJECTS AND POWER DEPARTMENT

NOTIFICATIONS

Simla-2, the 2nd January, 1975

No. F. (10)-45/74-MPP.—Whereas it appears to the Governor, Himachal Pradesh, that land is likely to be required to be taken by the Himachal Pradesh State Electricity Board at public expense for public purpose namely for the construction of road in Parbati Valley in Kulu district (Himachal Pradesh), it is hereby notified that land in the locality described below is likely to be acquired for the above purpose.

2. This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

3. In exercise of the powers conferred by the aforesaid section the Governor, Himachal Pradesh is pleased to authorise the officer for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

4. Any person interested, who has any objection to the acquisition of the said land in the locality may, within thirty days of the publication of this notification, file an objection in writing before the Collector of Land Acquisition, Mandi and Kulu district, Mandi, Himachal Pradesh.

SPECIFICATION

District: KULU

Tehsil: KULU

Village 1	Khasra No. 2	Area	
		Big. 3	Bis. 4
FATHI: MANDIKARAN	8563/1	0	13
	8489/1	0	10
	8872/1	0	2
	8851/1	0	2
	8852/1	0	3
	8413/1	0	2
	8413/2	0	5
	8414	1	9
	8836/1	0	17
	8497/1	0	1
	8894/1	0	2
	8837/1	0	1
	8830/1	0	17
	8491/1	0	13
	8871/1	0	1
	8832/1	0	2
	8492/1	0	0
	8492/2	0	6
	8527/1	0	1
	8527/2	0	8
	8564/1	0	7
	8526/1	0	8
	8827/1	0	2
	8828/1	0	3
	8831/1	0	0

1	2	3	4
	8859/1	0	2
	8865/1	0	3
	8868/1	0	15
	8864/1	0	5
	8835/1	0	7
	8403/1	0	6
	8856/1	0	2
	8877/1	0	1
	8867/1	0	5
	8818/1	0	19
	8822/1	0	3
	8882/1	0	7
	8524/1	0	18
	8817/1	1	0
	8819/1	0	2
	8820/1	0	8
	8873/1	0	2
	8405/1	0	4
	8404	0	3
	8406/1	0	0
	8415/1	0	16
	8855/1	0	5
	8886/1	0	1
	8884/1	0	5
	8826/1	0	3
	8857/1	0	2
	8875/1	0	6
	8502/1	0	2
	8490/1	0	8
	8883/1	0	1
	8883/2	0	1
Total ..		16	170

By order,

K. C. PANDEYA,
Secretary.

PUBLIC WORKS DEPARTMENT

NOTIFICATION

Simla-171002, the 6th December, 1974

No. 9-10/73-PW(B).—Whereas it appears to the Governor, Himachal Pradesh that land is likely to be required to be taken by the Himachal Pradesh Government at the public expense for a public purpose namely for Kurpan Khad to Nirmand Kuhal. It is hereby notified that land in the locality described below is likely to be acquired for the above purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section the Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may within thirty days of the publication of this notification file an objection in writing before the Collector of Land

Acquisition, District Simla and Outer Seraj, Kulu.

SPECIFICATION

District: KULU Sub-Tehsil: NIRMAND

Village	Khasra No.	Area	
		Big.	Bis.
FATI:	882	0	18
DATHOWA	904	2	10
	905	0	7
	119	0	6
	87	0	17
	120	0	5
	121	0	5
	903	0	9
	883	0	19
	902	1	12
	742	0	11
	782	0	1
	777	2	4
	781	1	19
	783	0	7
	761	0	16
	858	2	0
	762	2	18
	874	5	11
	45	3	9
	859	7	5
	901	1	14
	874/1	1	2
	83	0	4
	881	1	4
	778	2	1
Total	..	41	14

By order,
GANGESH MISRA,
Secretary.

REVENUE DEPARTMENT NOTIFICATION

Simla-2, the 30th December, 1974

No. 4-3/74-Rev. Cell.—Whereas it appears to the Governor, Himachal Pradesh, that the land is required to be

taken by the Government at public expense for a public purpose, namely for construction of Pandoh Dam Reservoir from RL 2900 to 2950 in Village Khahri, Tehsil Chachiot, District Mandi, (H.P.), it is hereby declared that the land described in the specification below is required for the above purpose.

2. The declaration is made under the provisions of section 6 of the Land Acquisition Act, 1894, to all whom it may concern and under the provision of section 7 of the said Act, The Land Acquisition Collector, B.S.L. Project, Mandi is hereby directed to take order for the acquisition of the said land.

3. A plan of the land may be inspected in the office of the Land Acquisition Collector, B.S.L. Project.

SPECIFICATION

District: MANDI Tehsil: CHACHIOT

Village	Khasra No.	Area		
		Big.	Bis.	Bisw.
KHAHRI	12/2	0	0	9
	12/3	0	4	4
Total		..	0	4 13

By order,
K. C. PANDEYA,
Secretary.

TRANSPORT DEPARTMENT CORRIGENDUM

Simla-171002, the 2nd January, 1975

No. 2-18/69-Tpt.—The Governor, Himachal Pradesh is pleased to order that this Government order of even number, dated the 5th March, 1974 shall be deemed to have been modified to the extent that the deputation period of Shri Ajeet Kumar with the Himachal Pradesh Agro-Industries Corporation Limited, Simla, as Automobile Engineer, shall be for the period from 11th March, 1974 (forenoon) to 11th November, 1974 (forenoon), instead of one year.

By order,
GANGESH MISRA,
Secretary.

भाग 2—वैधानिक नियमों को छोड़ कर विभिन्न विभागों के अध्यक्षों और जिला मैजिस्ट्रेटों द्वारा

अधिसूचनाएं इत्यादि

FOOD AND SUPPLIES DEPARTMENT, CHAMBA DISTRICT, CHAMBA, H. P.

NOTIFICATION

Chamba, the 14th November, 1974

No CS (Order) 28/71-8154-56.—In supersession of notification issued vide No. CS(Order) 28/71-1719, dated the 7th August, 1971 and in exercise of the powers vested in me under sub-clause (b) of clause 2 of the Himachal Pradesh Salt (Distribution & Price) Control Order, 1971, I, I. K. Suri, District Magistrate, Chamba district, Chamba hereby delegate the powers of various provisions of Himachal Pradesh Salt (Distribution & Price)

Control Order, 1971 and Himachal Pradesh Salt Distribution & Price Control (First Amendment) Order, 1973 to the undermentioned officials of food and Supplies Department, Chamba:—

Sl. No.	Name of Official	Powers of provisions delegated
1.	Distt. Food and Supplies Officer, Chamba.	All the powers of District Magistrate under the provisions of Himachal Pradesh Salt (Distribution & Price) Control Order, 1971 and First Amendment, 1973 within Chamba district.

Sl. No.	Name of Official	Powers of provisions delegated
2.	District Inspector Food and Supplies, Chamba/Asstt. Food and Supplies Officer, Chamba/Inspector Food and Supplies Hqrs. and Sub-Inspector Food and Supplies, Hqr.	Clause 19 of Himachal Pradesh Salt (Distribution and Price) Control Order, 1971 and 1st Amendment 1973 within Chamba district.
3.	All the Inspectors Food and Supplies in Chamba district.	Clause 19 of Himachal Pradesh Salt (Distribution and Price) Control Order, 1971 and 1st Amendment 1973 in their respective jurisdiction.
4.	All the Sub-Inspector Food and Supplies in Chamba District.	-do-

I. K. SURI,
District Magistrate,
Chamba District, Chamba.

INDUSTRIES DEPARTMENT

FORM 'Q'

FORM OF NOTICE UNDER SECTION 24

Bilaspur, the 13th December, 1974

No. BP DIO/Loan/180/73.—Whereas a notice was served on Shri Zahur Ahmed s/o Shri Satur Mohamad, village and P.O. Chumarwin, District Bilaspur, Himachal Pradesh on 11-9-1970 under section 23/25 of the H.P. State Aid to Industries Act, 1971 calling upon the said Shri Zahur Ahmed to pay to me the sum of Rs. 1,011.43 before 15-9-1970 and whereas the said sum has not been paid, I hereby declare the sum of Rs. 4,000+interest is due from the said Shri Zahur Ahmed and that the property described in the attached schedule is liable for the satisfaction of the said debt.

SCHEDULE

Land comprising in Khasra No. 2175/940, 2463, 1729, 2190/2010, 2481/1968, 2491/2191/2010 and 144 measuring 15 Bighas 2 Biswas situated at village Smoh, Tehsil Ghumarwin, District Bilaspur owned by Shri Sata Mohammad s/o Shri Roshan Din, r/o village Samoh, Tehsil Ghumarwin, District Bilaspur, surety of the loanee.

C. M. MADHUR,
District Industries Officer, Bilaspur.

PUBLIC WORKS DEPARTMENT

OFFICE ORDER

Simla-1, the 16th December, 1974

No. PWE-148-8/68-Vol-VIII/26498-26597.—In exercise of the powers vested in me vide rule 1.26 of the Himachal Pradesh Financial Rules Vol. I, 1971 the Superintending Engineer, Public Health Circle, Himachal Pradesh, P.W.D., Dharamsala is hereby authorised to operate upon the following Head of Account and is also declared as Head of Office and Drawing and Disbursing Officer in respect of this Head of Account:—

*537—Capital Outlay on Roads and Bridges—Direction and Administration (a) (1) Direction (Plan) Salary.

He will also be Controlling Officer under S.R. 191 for the purpose of T.A. in respect of Class II, III and IV staff working under him.

R. C. SINGH,
Chief Engineer (North).

DRAFT NOTIFICATION

Dharamsala, the 25th December, 1974

No. SEV-LA-PLP-16/73-WSIII/I.—Whereas it appears to the Governor of Himachal Pradesh that the land is required to be taken by the Government at public expense for a public purpose, namely for construction of Chobu-Bhallana road in Tehsil Palampur, District Kangra, it is hereby declared that the land described in the specification below is required for the above purpose.

The declaration is made under the provisions of section 6 of the Land Acquisition Act, 1894, to all whom it may concern and under the provisions of section 7 of the said Act, the Collector, Land Acquisition, Himachal Pradesh, P.W.D., Kangra is hereby directed to take order for the acquisition of the said land.

A plan of the land may be inspected in the office of the Collector, Land Acquisition, Himachal Pradesh P.W.D., Kangra.

SPECIFICATION

District: KANGRA

Tehsil: PALAMPUR

Mauza 1	Tika 2	Khasra No. 3	Area 4	Area 5
BAIJNATH NARDHOR			0	17
		230/1	1	2
		232/1	6	0
		278	0	19
		279	3	1
		277/1	0	2
		280/1	0	3
		233/1	5	9
		234/1	14	19
		232/1	0	4
		242/1	0	12
		262/1	0	3
		263/1	0	2
		265/1	4	7
		266/1	0	5
		268/1	0	12
		269/1	0	11
		270/1	0	7
		271/1	0	4
		291/1	0	7
		290/1	0	1
		292/1	0	2
		295/1	0	1
		296/1	0	1
		297/1	1	5
		343/1		
Total ..			42	16
BAIJNATH BAHAL			6	8
		5/1	4	13
		6/1		

1	2	3	4	5	1	2	3	4	5
		199/1	1	0			631/1	0	18
		180/1	6	19			630/1	0	1
		179/1	0	9			628/1	0	6
		178/1	0	14			354/1	1	16
		Total	20	3			1024/319/1	0	2
CHADIAR SIMBLE	637/1	1	10				334/1	0	4
	468/2	28	18				332/1	0	8
	154/1	1	7				333/1	0	8
	155/12	0	4				973/347/1	0	2
	637/2	8	10				338/1	0	5
	558/1	0	9				326/1	0	5
	553/1	0	5				330/1	0	9
	701/1	4	0				348/1	0	4
	695/1	14	9				972/347/1	1	8
	690/1	0	2				434/1	0	10
	694/1	2	1				627/1	1	11
	699/1	0	1				628/1	0	13
	664/1	0	7				639/1	0	3
	683/1	1	13				695/638	0	5
	622/1	2	7				696/638	0	8
	624/1	0	3				802/697/1	0	2
	627/1	0	2				803/697/1	0	2
	567/1	0	10				698/636/1	0	3
	472/1	1	0				637/1	0	5
	473/1	0	3				645	0	14
	475/1	1	17				694/638	0	7
	342/1	1	3				703/643	0	8
	336/1	0	3				704/643	0	2
	663/1	0	5				642/1	0	8
	888/654/1	0	1				644/1	0	8
	889/654/1	0	2				694/638	0	7
	890/654	1	5				676/1	5	10
	893/654	0	2				677/1	4	7
	891/654	0	7				Total	99	19
	890/654/1	0	3		CHADIAR BAN	109/1		28	00
	655/1	0	1		BHALANA	135/117/1		16	15
	653/1	0	10				Total	44	15
	884/644/1	0	3				Grand Total	207	13
	645/1	0	1						
	648/1	0	1						
	647/1	0	1						
	886/646/1	0	1						
	885/646/1	0	4						
	641/1	0	8						

R. C. KALIA,
Superintending Engineer,
5th Circle, H.P. P.W.D., Dharamsala.

भाग 3—अधिनियम, विधेयक और विधेयकों पर प्रवर समिति के प्रतिवेदन, वैधानिक नियम तथा हिमाचल प्रदेश के राज्यपाल, हिमाचल प्रदेश हाई कोर्ट, फाइनेंशियल कमिशनर तथा कमिशनर आफ इन्कम-टैक्स द्वारा अधिसूचित आदेश इत्यादि.

REVENUE DEPARTMENT

NOTIFICATION

Simla-171002, the 26th December, 1974

No. 1-32/71-Rev. I.—Shri Kishan Singh Pathania, a

permanent Tehsildar presently posted at Sangla, District Kinnaur shall retire from Government service with effect from 31-12-74 (A. N.), on attaining the age of superannuation.

K. C. PANDEYA,
Financial Commissioner.

भाग 4—स्थानीय स्वायत्त: शासन म्यूनिसिपल बोर्ड, डिस्ट्रिक्ट बोर्ड, नोटिफाइड और टाउन एरिया तथा पंचायत विभाग

LOCAL SELF GOVERNMENT DEPARTMENT

NOTIFICATION

Simla-2, the 30th December, 1974

No. LSG-E(4)-3/74.—In exercise of the powers conferred by sub-section (1) of section 215 of the Himachal Pradesh Municipal Act, 1968 (Act No. 19 of 1968), the

Governor, Himachal Pradesh is pleased to confirm the following Bye-laws made by the Notified Area Committee, Manali, Kulu district, Himachal Pradesh under section 198(s) (iii) of the said Act and the aforesaid Bye-laws are hereby published for general information and these shall come into force within the limits of the aforesaid Notified Area Committee from the date of their

publication in the Himachal Pradesh Government Rajpatra:—

NOTIFIED AREA COMMITTEE, MANALI REGISTRATION AND CONTROL OF DOGS-BYE-LAWS

1. The owner of every dog over three months old kept or brought within the limits of the Notified Area Committee, Manali shall on or before the 1st day of October, in each year or within seven days of its arrival register the dog at the office of the Notified Area Committee, Manali.
2. The form of registration of dogs shall be provided on application at the office of the Notified Area Committee, Manali.
3. The receipt at the office of the Notified Area Committee, Manali, of the form of registration duly filled in by the owner shall be supplied by the Committee, with a metal ticket.
4. The annual fee for such registration shall be five rupees per dog.
5. The period for which the registration and the metal ticket shall hold good shall be for the twelve months from 1st October to 30th September, in each year.
6. The owner shall cause the dog to wear at all times a collar with the metal ticket supplied for the year firmly secured thereto.
- "In case of the loss of the metal ticket the owner shall be required to obtain a fresh one on payment of one rupee."
7. (a) Any dog without collars or their marks distinguishing them as private property and not wearing the metal token of registration, in accordance with bye-law 6 of these bye-laws may, if found straying on streets or beyond the enclosures of the houses of the owners of such dogs be forthwith destroyed at the discretion of the person authorised by the Committee, to carry out these duties or detained or otherwise disposed of if not claimed with one week. A fee not exceeding 0.50 paise per or part of a day to be determined by the Committee, will be leviable from the owner for such period of detention.
- (b) The President of the Committee, is hereby empowered to authorise any person to perform the function specified in sub-clause (a) above and to destroy or cause to be destroyed forthwith or to confine or cause to be confined for the period of fourteen days any dog or other animal suffering or reasonably suspected to be suffering from rabies or bitten by any dog or other animal suffering or suspected as aforesaid. The charge for detention, if any, will be paid by the Notified Area Committee, Manali.
- (c) No damages shall be payable in respect of any dog or other animal destroyed or otherwise disposed of under sub-clauses (a) and (b) of this bye-law.
8. For the purposes of these bye-laws any person in possession or in charge of a dog during the absence of the owner from the Notified Area shall be held to be the owner of the same.
9. Any person who commits or abets the commitment of a breach of these bye-laws shall be punishable, on conviction by a Magistrate with a fine which may extend to fifty rupees and when the breach is a continuing one with a further fine which may extend to five rupees for every day after the first during which the breach continues.
10. Nothing in these laws shall apply to dogs which are certified by the Secretary of any dog show to have been brought into the Notified Area for show purposes provided that such dogs are not kept in the Notified Area for more than one week.

By order,
P. K. MATTOO,
Secretary.

भाग 5—वैयक्तिक अधिसूचनाएं और विज्ञापन

अदालती नोटिस

न्यायालय डिस्ट्रिक्ट जज साहब, कांगड़ा मकाम धर्मशाला
एच0 एम0 ऐक्ट नं0 163 आफ 1973
श्रीमती आन्ती देवी बनाम भगवान दास

बनाम

भगवान दास पुत्र लच्छो राम, जाति धियं, वासी गांव कंडी, तहसील देहरा, जिला कांगड़ा।

उक्त मुकदमे में प्रतिवादीगण जान बूझ कर तामील समन से

बचता है और छुप गया है। इसलिये आर्डर 5, रूल 20 सी0 पी0 सी0 के अन्तर्गत इस इस्तहार द्वारा उनको सूचित किया जाता है कि वह दिनांक 19-2-75 को उक्त न्यायालय (Sessions Court Dharamsala) में असालतन या वकालतन उपस्थित हो कर पैरवी मुकदमा करे नहीं तो उन की अनूपस्थिति में कर्णवाही एक पक्षीय की जायेगी।

आज दिनांक 26-12-74 को मेरे हस्ताक्षर व मोहर

मोहर।

हस्ताक्षरित
डिस्ट्रिक्ट जज कांगड़ा
मकाम धर्मशाला।

भाग 6—भारतीय राजपत्र इत्यादि में से पुनः प्रकाशन

AGRICULTURE DEPARTMENT
NOTIFICATION

Simla-171002, the 28th December, 1974

No. 43-13/72-Agr.—The Government of India,

Ministry of Agriculture, (Department of Agriculture)
Order No. Fert. 13045/74-M(Coord), dated the 1st November, 1974 published in part II, section 3, sub-section (i) of the Gazette of India (Extraordinary) is hereby republished in the Himachal Pradesh Government

Rajpatra for general information.

C. M. CHATURVEDI,
Secretary.

No. Fert. 13045/74-M(Coord).

GOVERNMENT OF INDIA

MINISTRY OF AGRICULTURE AND IRRIGATION
(DEPARTMENT OF AGRICULTURE)

ORDER

Krishi Bhawan, New Delhi, the 1st November, 1974

G.S.R. 443 (E).—Whereas it appears to the Central Government that it is necessary and expedient so to do for securing the equitable distribution of the essential commodity, namely fertiliser;

Now, therefore, in exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955) the Central Government hereby directs that the manufacturers specified in the schedule given below—

(1) shall sell the registered fertiliser dealers in the

States or Union Territories or to the Commodity Boards mentioned in column 1 of the said schedule, fertiliser of the description and quantity mentioned therein during the period 1st November, 1974 to 31st January, 1975, at the rate of one-third of the quantity specified in the schedule in a month; and

(2) shall submit to the Central Government and the State Government or U.T's. or Commodity Boards mentioned in column 1 of the said schedule a statement by the 15th day of every month containing therein—

(i) the quantity of fertilisers despatched to various dealers in the States, Union Territories and Commodity Boards mentioned in column 1 with the dates of despatch during previous month; and

(ii) the quantity of fertilizer which the said manufacturer proposes to despatch to the various dealers in the States, Union Territories and Commodity Boards mentioned in column 1 in the succeeding month.

SCHEDULE

(in tonnes)

State/Union Territory etc.	F.C.I. Gorakhpur	F.C.I. Nangal	F.C.I. Namrup	F.C.I. Sindri	F.C.I. Trombay	
	Supply N	Supply N	Supply N	Supply N	Supply N	P
1	2	3	4	5	6	
1. Hayana	—	2850	—	—	—	—
2. Punjab	—	7475	—	—	—	—
3. Rajasthan	—	250	—	—	—	—
4. Uttar Pradesh	15200	—	—	2000	1500	1500
5. Jammu and Kashmir	—	—	—	—	—	—
6. Himachal Pradesh	—	2000	—	—	—	—
7. Delhi	—	—	—	—	—	—
8. Maharashtra	—	—	—	—	8875	2625
9. Madhya Pradesh	—	—	—	500	—	—
10. Gujarat	—	—	—	—	440	265
11. Goa, Daman and Diu	—	—	—	—	—	—
12. Andhra Pradesh	—	—	—	—	2100	1525
13. Kerala	—	—	—	—	—	—
14. Tamil Nadu	—	—	—	—	—	—
15. Karnataka	—	—	—	—	3340	2840
16. Pondicherry	—	—	—	—	—	—
17. West Bengal	—	—	1531	2500	200	200
18. Bihar	2000	—	—	6400	—	—
19. Orissa	—	—	—	350	—	—
20. Assam	—	—	1250	—	—	—
21. Meghalaya	—	—	587	—	—	—
22. Tripura	—	—	296	—	—	—
23. Manipur	—	—	353	—	—	—
24. Nagaland	—	—	20	—	—	—
25. Chandigarh	—	75	—	—	—	—
26. Arunachal Pradesh	—	—	17	—	—	—
27. Assam tea gardens	—	—	3357	—	—	—
28. West Bengal tea gardens	—	—	1894	—	—	—
29. Tripura tea gardens	—	—	25	—	—	—
30. Tripura Rubber gardens	—	—	10	—	—	—
31. Bihar tea gardens	—	—	—	—	—	—
32. Coffee gardens (South)	—	—	—	—	495	495
33. Rubber gardens (South)	—	—	—	—	—	—
34. Cardamom gardens (South)	—	—	—	—	—	—
35. Tea gardens (South)	—	—	—	—	—	—
Total	17200	12650	9350	11750	16950	9450

State/Union Territory etc.	F.A.C.T. Alwaye		Hindustan Madras Steel Ltd.		Fertiliser Ltd.		Gujarat State Fert. Co. Ltd.		Neyvel lignio Corp. Ltd.	
	Supply		Supply		Supply		Supply		Supply	
	N	P	N	P	N	P	N	P	N	P
1	7	8	9	10	11	12	13	14	15	16
1. Haryana	—	—	—	—	—	—	1000	—	—	—
2. Punjab	—	—	—	—	—	—	1500	—	—	—
3. Rajasthan	—	—	—	—	—	—	4000	—	—	—
4. Uttar Pradesh	—	—	2700	—	—	—	5000	—	—	—
5. J. & K.	—	—	—	—	—	—	—	—	—	—
6. Himachal Pradesh	—	—	—	—	—	—	—	—	—	—
7. Delhi	—	—	—	—	—	—	—	—	—	—
8. Maharashtra	—	—	—	—	—	—	3000	—	—	—
9. Gujarat	—	—	—	—	—	—	27850	8004	—	—
10. Madhya Pradesh	—	—	869	—	—	—	6000	—	—	—
11. Goa, Daman & Diu	—	—	—	—	—	—	13	—	—	—
12. Andhra Pradesh	8200	525	2170	11000	5445	—	—	—	—	2163
13. Kerala	7100	4000	—	1600	765	—	—	—	—	—
14. Tamil Nadu	9000	1000	—	18000	7251	—	—	—	—	5350
15. Karnataka	9000	1500	—	7258	2906	—	—	—	—	—
16. Pondicherry	145	50	—	250	136	—	—	—	—	82
17. West Bengal	—	—	1275	—	—	—	—	—	—	—
18. Bihar	—	—	2255	—	—	—	—	—	—	—
19. Orissa	—	—	3046	—	—	—	—	—	—	—
20. Assam	—	—	—	—	—	—	—	—	—	—
21. Meghalaya	—	—	—	—	—	—	—	—	—	—
22. Tripura	—	—	—	—	—	—	—	—	—	—
23. Manipur	—	—	—	—	—	—	—	—	—	—
24. Nagaland	—	—	—	—	—	—	—	—	—	—
25. Chandigarh	—	—	—	—	—	—	—	—	—	—
26. Coffee gardens (South)	3150	315	—	—	—	—	—	—	—	—
27. Rubber gardens (South)	1287	175	—	—	—	—	—	—	—	—
28. Cardamom gardens (South)	350	100	—	—	—	—	—	—	—	—
29. Tea gardens (South)	138	75	—	—	—	—	—	—	—	—
Total	38430	7740	12315	38108	16503	—	48363	8004	—	7600

State/Union Territory etc.	Southern Petrochemical Industries Corp. Ltd.		Coromandel Fertilisers Ltd.		Shriram Chemical Industries		E.I.D. Parry Ltd.	
	Supply		Supply		Supply		Supply	
	N	P	N	P	N	P	N	P
1	12	13	14	15	16	17	18	19
1. Haryana	—	—	—	—	4500	624	—	—
2. Punjab	—	—	—	—	11000	1656	—	—
3. Rajasthan	—	—	—	—	11399	408	—	—
4. Uttar Pradesh	—	—	—	—	5000	704	—	—
5. Jammu and Kashmir	—	—	—	—	—	—	—	—
6. Himachal Pradesh	—	—	—	—	—	240	—	—
7. Delhi	—	—	—	—	115	25	—	—
8. Maharashtra	—	—	—	—	—	—	—	—
9. Madhya Pradesh	—	—	2215	2215	4510	263	—	—
10. Gujarat	—	—	—	—	—	—	—	—
11. Goa, Daman and Diu	—	—	—	—	—	—	—	—
12. Andhra Pradesh	11210	8626	6715	—	—	—	—	500
13. Kerala	—	—	—	—	—	—	95	267
14. Tamil Nadu	27600	371	371	—	—	—	1598	2843
15. Karnataka	7190	88	88	—	—	—	1005	1963
16. Pondicherry	—	—	—	—	—	—	37	37

1	12	13	14	15
17. West Bengal	—	1000	1000	—
18. Bihar	—	—	—	—
19. Orissa	—	4300	3114	80
20. Assam	—	—	—	—
21. Meghalaya	—	—	—	—
22. Tripura	—	—	—	—
23. Manipur	—	—	—	—
24. Nagaland	—	—	—	—
25. Chandigarh	—	—	—	—
26. Tea gardens (South)	—	—	—	412
27. Rubber gardens (South)	—	—	—	103
Total	46000	16600	13503	36524
			3920	3250
				5940

State/Union Territory etc.				India, Explosives Ltd.	Zuari Agri. Chemical Ltd.	Indian Farmers and Fertiliser Co- operative Ltd.	New Cenral Jute Mills Co. Ltd.
1				Supply N 16	Supply N 17	Supply N 18	Supply P 19
1. Haryana	..	..	..	3300	—	5300	930
2. Punjab	..	..	..	6650	—	13400	2600
3. Rajasthan	..	..	..	—	—	1700	300
4. Uttar Pradesh	..	..	..	33500	—	12000	2100
5. Jammu and Kashmir	..	..	..	500	—	—	—
6. Himachal Pradesh	..	..	..	—	—	—	—
7. Delhi	..	..	..	250	—	—	—
8. Maharashtra	..	..	..	—	15515	1500	400
9. Madhya Pradesh	..	..	..	100	—	2900	500
10. Gujarat	..	..	..	—	—	4600	470
11. Goa, Daman and Diu	..	..	..	—	605	—	—
12. Andhra Pradesh	..	..	..	—	7500	—	—
13. Kerala	..	..	..	—	—	—	—
14. Tamil Nadu	..	..	..	—	—	—	—
15. Karnataka	..	..	..	—	9500	—	—
16. Pondicherry	..	..	..	—	—	—	—
17. West Bengal	..	..	..	—	—	—	—
18. Bihar	..	..	..	750	—	—	143
19. Orissa	..	..	..	—	—	—	—
20. Assam	..	..	..	—	—	—	—
21. Meghalaya	..	..	..	—	—	—	—
22. Tripura	..	..	..	—	—	—	—
23. Manipur	..	..	..	—	—	—	—
24. Nagaland	..	..	..	—	—	—	—
25. Chandigarh	..	..	..	50	—	—	—
26. Tea gardens (South)	..	..	..	—	75	—	—
27. Coffee gardens (South)	..	..	..	—	805	—	—
Total	..	..	..	46000	34000	41400	7200
							750

State/Union Territory etc.				Tata Iron and Steel Co. Ltd.	Indian Iron and Steel Co. Ltd.	Adarsh chemicals and Ferts. Ltd.	Paushak Ltd.	Anil Starch Products Ltd.	Andhra Sugar Ltd.
1				Supply N 20	Supply N 21	Supply P 22	Supply P 23	Supply P 24	Supply P 25
1. Haryana	—	—	48	—	—	—
2. Punjab	—	—	300	—	—	—
3. Rajasthan	—	—	—	—	—	—

1	20	21	22	23	24	25
4. Uttar Pradesh	—	—	240	—	—	—
5. Jammu and Kashmir	—	—	—	—	—	—
6. Himachal Pradesh	—	—	—	—	—	—
7. Delhi	—	—	—	—	—	—
8. Maharashtra	—	—	—	100	—	—
9. Madhya Pradesh	—	—	52	10	—	—
10. Gujarat	—	—	880	790	1200	—
11. Goa, Daman and Diu	—	—	—	—	—	—
12. Andhra Pradesh	—	—	—	—	—	840
13. Kerala	—	—	—	—	—	—
14. Tamil Nadu	—	—	—	—	—	—
15. Karnataka	—	—	—	—	—	—
16. Pondicherry	—	—	—	—	—	—
17. West Bengal	—	409	—	—	—	—
18. Bihar	540	—	—	—	—	—
19. Orissa	—	—	—	—	—	200
20. Assam	—	—	—	—	—	—
21. Meghalaya	—	—	—	—	—	—
22. Tripura	—	—	—	—	—	—
23. Manipur	—	—	—	—	—	—
24. Nagaland	—	—	—	—	—	—
25. Chandigarh	—	—	—	—	—	—
Total	540	409	1520	900	1200	1040

State/Union territory etc.	Bihar State superphosphate factory	Coimbatore Poineer Fertilisers	Dharamsist Morarji Chemical Co. Ltd.	Hindustan Copper Ltd.	Hindustan Zinc Ltd.	Jays Chemicals Ferts.
1	Supply P 26	Supply P 27	Supply P 28	Supply P 29	Supply P 30	Supply P 31
1. Haryana	—	—	—	900	—	—
2. Punjab	—	—	702	3400	550	—
3. Rajasthan	—	—	700	1400	475	—
4. Uttar Pradesh	—	—	1350	1800	—	—
5. Jammu and Kashmir	—	—	—	—	—	—
6. Himachal Pradesh	—	—	—	—	—	—
7. Delhi	—	—	—	—	—	—
8. Maharashtra	—	—	2648	—	—	—
9. Madhya Pradesh	—	—	1116	—	75	—
10. Gujarat	—	—	1532	—	500	—
11. Goa, Daman and Diu	—	—	24	—	—	—
12. Andhra Pradesh	—	—	200	—	—	—
13. Kerala	—	246	—	—	—	—
14. Tamil Nadu	—	250	—	—	—	—
15. Karnataka	—	176	168	—	—	—
16. Pondicherry	—	—	—	—	—	—
17. West Bengal	—	—	—	—	—	1200
18. Bihar	480	—	420	—	—	751
19. Orissa	—	—	500	—	—	90
20. Assam	—	—	—	—	—	100
21. Maghalaya	—	—	—	—	—	—
22. Tripura	—	—	—	—	—	—
23. Manipur	—	—	—	—	—	—
24. Nagaland	—	—	—	—	—	—
25. Chandigarh	—	—	—	—	—	—
26. Arunachal Pradesh	—	—	—	—	—	—
27. Mizoram	—	—	—	—	—	—
28. Tripura Rubber gardens	—	—	—	—	—	9
29. West Bengal Tea gardens	—	—	—	—	—	25
30. Assam Tea gardens	—	—	—	—	—	50
Total	480	672	9360	7500	1500	2225

State/Union territory etc.	1	Phosphate Co. Ltd.	Orissa Fer- tilisers and Chemicals Ltd.	Ralli Che- micals Ltd.	Shaw Wal- lace & Co.	Kothari (Madras) Ltd.
		Supply P 32	Supply P 33	Supply P 34	Supply P 35	Supply P 36
1. Haryana	..	—	—	—	—	—
2. Punjab	..	—	—	320	—	—
3. Rajasthan	..	—	—	—	—	—
4. Uttar Pradesh	..	750	—	1330	—	—
5. Jammu and Kashmir	..	—	—	—	—	—
6. Himachal Pradesh	..	—	—	—	—	—
7. Delhi	..	—	—	—	—	—
8. Maharashtra	..	—	—	—	—	—
9. Madhya Pradesh	..	—	200	—	—	—
10. Gujrat	..	—	—	—	—	—
11. Goa, Daman and Diu	..	—	—	—	—	—
12. Andhra Pradesh	..	—	50	—	1190	320
13. Kerala	..	—	—	—	68	—
14. Tamil Nadu	..	—	—	—	1225	280
15. Karnataka	..	—	—	—	700	360
16. Pondicherry	..	—	—	—	17	—
17. West Bengal	..	778	—	—	—	—
18. Bihar	..	515	400	—	—	—
19. Orissa	..	—	250	—	—	—
20. Assam	..	62	—	—	—	—
21. Meghalaya	..	100	—	—	—	—
22. Tripura	..	70	—	—	—	—
23. Manipur	..	—	—	—	—	—
24. Nagaland	..	—	—	—	—	—
25. Chandigarh	..	—	—	—	—	—
26. Arunachal Pr.	..	—	—	—	—	—
27. Mizoram	..	—	—	—	—	—
28. Tripura Rubber gardens	..	—	—	—	—	—
29. West Bengal Tea gardens	..	50	—	—	—	—
30. Assam Tea gardens	..	75	—	—	—	—
Total ..		2400	900	1650	3200	960

State/Union territory etc.	1	West India Chemicals	Western Chemicals Industries	Bharat Industries Ltd.	Krishna Industrial Corp. Ltd.	Hyderabad Chemicals
		Supply P 37	Supply P 38	Supply P 39	Supply P 40	Supply P 41
1. Haryana	..	—	—	—	—	—
2. Punjab	..	—	—	—	—	—
3. Rajasthan	..	—	—	—	—	—
4. Uttar Pradesh	..	—	74	—	—	—
5. Jammu and Kashmir	..	—	—	—	—	—
6. Himachal Pradesh	..	—	—	—	—	—
7. Delhi	..	—	—	—	—	—
8. Maharashtra	..	1070	192	500	—	—
9. Madhya Pradesh	..	75	46	125	—	—
10. Gujrat	..	—	—	125	—	—
11. Goa, Daman and Diu	..	75	—	—	—	—
12. Andhra Pradesh	..	80	—	—	1200	750
13. Kerala	..	—	—	—	—	—
14. Tamil Nadu	..	—	—	—	—	—
15. Karnataka	..	800	73	—	—	—
16. Pondicherry	..	—	—	—	—	—
17. West Bengal	..	—	—	—	—	—
18. Bihar	..	—	—	—	—	—

I	37	38	39	40	41
19. Orissa	—	—	—	—	—
20. Assam	—	—	—	—	—
21. Meghalaya	—	—	—	—	—
22. Tripura	—	—	—	—	—
23. Manipur	—	—	—	—	—
24. Nagaland	—	—	—	—	—
Total ..	2100	384	750	1200	750

State/Union territory etc.	J.K. Chemicals Ltd.	Primier Fertiliser Ltd.
	Supply P 42	Supply P 43
1. Haryana	—	—
2. Punjab	—	—
3. Rajasthan	—	—
4. Uttar Pradesh	—	—
5. Jammu and Kashmir	—	—
6. Himachal Pradesh	—	—
7. Delhi	—	—
8. Maharashtra	100	—
9. Madhya Pradesh	—	—
10. Gujrat	—	—
11. Goa, Daman and Diu	—	—
12. Andhara Pradesh	—	20
13. Kerala	—	—
14. Tamil Nadu	—	320
15. Karnataka	—	20
16. Pondicherry	—	—
17. West Bengal	—	—
18. Bihar	—	—
19. Orissa	—	—
20. Assam	—	—
21. Meghalaya	—	—
22. Tripura	—	—
23. Manipur	—	—
24. Nagaland	—	—
25. Chandigarh	—	—
Total ..	100	360

ANNA R. GEORGE,
Joint Secretary to the Government of India.

LAW DEPARTMENT NOTIFICATION

Simla-4, the 31st January, 1958

No. LR-16-9/58-(1).—The following Act recently passed by the Parliament of India, and already published in the Gazette of India, Extraordinary, Part II, Section I, dated 26th December, 1957 and 28th December, 1957 is hereby republished in the Himachal Pradesh Gazette for the information of the general public:—

The additional Duties of Excise (Goods of Special Importance) Act, 1957 (Act No. 58 of 1957).

LAKSHMAN DASS,
Assistant Secretary,
(Judicial).

Assented to on 24-12-57 THE ADDITIONAL DUTIES OF EXCISE GOODS OF SPECIAL IMPORTANCE) ACT, 1957 (ACT No. 58 of 1957)

AN
ACT

to provide for the levy and collection of additional duties of excise on certain goods and for the distribution of a part of the net proceeds thereof among the States in pursuance of the principles of distribution formulated and the recommendations made by the Finance Commission in its report dated the 30th day of September, 1957, and to declare those goods to be of special importance in inter-State trade or commerce.

BE it enacted by Parliament in the Eighth Year of the Republic of India as follows:—

1. *Short title and extent*—(1) This Act may be called the Additional Duties of Excise (Goods of Special Importance) Act, 1957.

(2) It extends to the whole of India.

2. *Definitions*.—In this Act,—

(a) “additional duties” means the duties of excise levied and collected under sub-section (1) of section 3;

(b) “State” does not include a Union territory;

(c) the words and expressions “sugar”, “tobacco”, “cotton fabrics”, “rayon or artificial silk fabrics” and “woollen fabrics” shall have the meanings respectively assigned to them in items Nos. 8, 9, 12, 12A and 12B of the First Schedule to the Central Excises and Salt Act, 1944 (1 of 1944).

3. *Levy and collection of additional duties*.—(1) There shall be levied and collected in respect of the following goods, namely, sugar, tobacco, cotton fabrics, rayon or artificial silk fabrics and woollen fabrics produced or manufactured in India and on all such goods lying in stock within the precincts of any factory, warehouse or other premises where the said goods were manufactured, stored or produced, or in any premises appurtenant thereto, duties of excise at the rate or rates specified in the First Schedule to this Act.

(2) The duties of excise referred to in sub-section (1) in respect of the goods specified therein shall be in addition to the duties of excise chargeable on such goods under the Central Excises and Salt Act, 1944 (1 of 1944) or any other law for the time being in force.

(3) The provisions of the Central Excises and Salt Act, 1944, and the rules made thereunder, including those relating to refunds and exemptions from duty, shall, so far as may be, apply in relation to the levy and collection of the additional duties as they apply in relation to the levy and collection of the duties of excise on the goods specified in sub-section (1).

4. *Distribution of additional duties among States*.—

During each financial year, there shall be paid out of the Consolidated Fund of India to the States in accordance with the provisions of the Second Schedule such sums, representing a part of the net proceeds of the additional duties levied and collected during that financial year, as are specified in that Schedule.

5. *Expenditure to be charged on the Consolidated Fund of India*.—Any expenditure under the provisions of this Act shall be expenditure charged on the Consolidated Fund of India.

6. *Power to make rules*.—(1) The Central Government may, by notification in the Official Gazette, make rules providing for the time at which, and the manner in which, any payments under the provisions of this Act are to be made, for the making of adjustments between one financial year and another and for any other incidental or ancillary matters.

(2) All rules made under this section shall, as soon as may be after they are made, be laid for not less than thirty days before each house of Parliament and shall be subject to such modifications as Parliament may make during the session in which they are so laid on the session immediately following.

7. *Declaration of certain goods to be of special importance in inter-State trade or commerce*.—It is hereby declared that the following goods namely, sugar, tobacco, cotton fabrics, rayon or artificial silk fabrics and woollen fabrics are of special importance in inter-State trade or commerce and every sales tax law of a State shall, in so far as it imposes or authorises the imposi-

tion of a tax on the sale or purchase of the declared goods, be subject as from the 1st day of April, 1958, to the restrictions and conditions specified in section 15 of the Central Sales Tax Act, 1956 (74 of 1955).

Election 7—Repealed vide Act 31 of 1958

THE FIRST SCHEDULE

[See section 3 (1)]

Item No. in the First Schedule Description of goods Rate of additional duty to the Central Excises and Salt Act, 1944	1	2	3
8. SUGAR			Three rupees and thirty-one naye paise per cwt.
9. TOBACCO—			
1. Unmanufactured tobacco—			per lb.
(1) if flue cured and used in the manufacture of cigarettes containing—			
(i) more than 60 per cent weight of imported tobacco.			Nil
(ii) more than 40 per cent but no more than 60 per cent weight of imported tobacco.			Nil
(iii) more than 20 per cent but not more than 40 per cent weight of imported tobacco.			Nil
(iv) 20 per cent or less than 20 per cent weight of imported tobacco.			Nil
(v) no imported tobacco.			Nil
(2) if flue cured and used for the manufacture of smoking mixtures for pipes and cigarettes			Fifty naye paise.
(3) if flue cured and not otherwise specified.			Twenty naye paise.
(4) if other than flue cured and used for the manufacture of (a) cigarettes or (b) smoking mixtures for pipes and cigarettes.			
(5) if not flue cured and not actually used for the manufacture of (a) cigarettes or (b) smoking mixture for pipes and cigarettes—			
(i) stems of tobacco larger than 1/4" and stems of tobacco not larger 1/16" in size.			Three naye paise
(ii) dust of tobacco.			
(iii) granule ('rawa') of tobacco not larger than 1/16" square in size.			
(iv) tobacco cured in whole leaf from and packed or tied in bundles, hanks or bunches or in the form of twists or coils.			

1	2	3	1	2	3
(6) if other than flue cured and not otherwise specified		Twenty naye paise.	(3) Cotton fabrics, medium		Four naye paise per square yard.
(7) if used for agricultural purposes		Nil	(4) Cotton fabrics, coarse		Three naye paise per square yard.
(8) stalks		One naya paisa Per hundred.	12A. RAYON OR ARTIFICIAL SILK FABRICS.		Three naye paise per square yard.
II. <i>Manufactured tobacco.</i> —			12B. WOOLLEN FABRICS.		Five per cent <i>ad valorem</i> .
(1) Cigars and cheroots of which the value—		Three rupees			
(i) exceeds Rs. 30 a hundred		Two rupees and fifty naye paise.			
(ii) exceeds Rs. 25 a hundred but does not exceed Rs. 30 a hundred.		Two rupees.			
(iii) exceeds Rs. 20 a hundred but does not exceed Rs. 25 a hundred.		One rupee and fifty naye paise.			
(iv) exceeds Rs. 15 a hundred but does not exceed Rs. 20 a hundred.		One rupee.			
(v) exceeds Rs. 10 a hundred but does not exceed Rs. 15 a hundred.		Fifty naye paise.			
(vi) exceeds Rs. 5 a hundred but does not exceed Rs. 10 a hundred.		Twenty five naye paise.			
(vii) exceeds Rs. 2-8-0 a hundred but does not exceed Rs. 5 a hundred.		Ten naye paise.			
(viii) exceeds Rs. 1-4-0 a hundred but does not exceed Rs. 2-8-0 a hundred		Five naye paise.			
(ix) exceeds 14 annas a hundred but does not exceed Rs. 1-4-0 a hundred.		Per thousand			
(2) Cigarettes of which the value—		Eight rupees and sixty naye paise.			
(i) exceeds Rs. 50 a thousand		Seven rupees and Sixty naye paise.			
(ii) exceeds Rs. 35 a thousand but does not exceed Rs. 50 a thousand.		Four rupees and twenty naye paise.			
(iii) exceeds Rs. 30 a thousand but does not exceed Rs. 35 a thousand.		Three rupees and eighty naye paise.			
(iv) exceeds Rs. 25 a thousand but does not exceed Rs. 30 a thousand.		Two rupees and sixty naye paise.			
(v) exceeds Rs. 20 a thousand but does not exceed Rs. 25 a thousand.		Two rupees and twenty naye paise.			
(vi) exceeds Rs. 15 a thousand but does not exceed Rs. 20 a thousand.		One rupee and ten naye paise.			
(vii) exceeds Rs. 10 a thousand but does not exceed Rs. 15 a thousand.		Sixty naye paise.			
(viii) exceeds Rs. 7-8-0 a thousand but does not exceed Rs. 10 a thousand.		Forty naye paise.			
(ix) does not exceed Rs. 7-8-0 a thousand.		Sixty naye paise.			
(3) Biris in the manufacture of which any process has been conducted with the aid of machines, operated with or without the aid of power.					
12. COTTON FABRICS—					
(1) Cotton fabrics, superfine		Thirteen naye paise per square yard.			
(2) Cotton fabrics, fine		Eight naye paise per square yard.			

THE SECOND SCHEDULE

(See section 4)

PART I

Distribution of additional duties on 'Sugar'

1. In this Part,—

(a) "net proceeds", as respects any financial year, means the net proceeds of the additional duties in respect of sugar levied and collected during that financial year;

(b) "Table" means the table at the end of this Part.

2. During each of the financial years commencing on or after the 1st April, 1958, there shall be paid—

(a) to the State of Jammu and Kashmir a sum equal to 1.25 per cent of the net proceeds; and

(b) to each of the States specified in the first column of the Table—

(i) a sum equal to such percentage of one-fourth of the net proceeds as is specified against that State in the second column of the Table.

(ii) a sum equal to the difference between the sum specified against that State in third column of the Table and the sum payable to that State under sub-clause (i); and

(iii) if the total of the sums payable to all the States under the preceding provisions of this paragraph is less than 99 per cent of the net proceeds by any amount, a further sum equal to such percentage of that amount as is specified against that State in the fourth column of the Table:

Provided that if during that financial year there is levied and collected in any State specified in the Table a tax on the sale or purchase of sugar by or under any law of that State, no sums shall be payable to that State under sub-clause (ii) or sub-clause (iii) of clause (b) in respect of that financial year, unless the Central Government by special order otherwise directs.

3. In respect of the financial year ending on the 31st march, 1958, the provisions of paragraph 2 (excluding the proviso) shall apply for the distribution of a part of the net proceeds, subject to the modification that each of the sums specified in the third column of the

Table shall be deemed to have been replaced by one-fourth of that sum.

TABLE

1	2	3	4
(Rupees in lakhs)			
Andhra Pradesh	9.38	40	6.65
Assam	3.46	15	2.55
Bihar	10.57	30	8.20
Bombay	12.17	245	20.17
Kerala	3.84	20	3.03
Madhya Pradesh	7.46	40	7.67
Madras	7.56	60	7.43
Mysore	6.52	25	5.13
Orissa	4.46	20	2.87
Punjab	4.59	50	7.21
Rajasthan	4.71	25	4.81
Uttar Pradesh	15.94	112	15.63
West Bengal	7.59	36	8.65

PART II

Distribution of additional duties on tobacco

4. The provision of paragraphs 2 and 3 shall apply for the distribution of a part of the net proceeds of the additional duties on tobacco levied and collected during each financial year as they apply for the distribution of a part of the net proceeds of the additional duties on sugar, subject to the modification that the references therein to the Table shall be construed as references to the Table below.

TABLE

1	2	3	4
(Rupees in lakhs)			
Andhra Pradesh	9.38	75	10.47
Assam	3.46	30	2.98
Bihar	10.57	20	8.90
Bombay	12.17	115	17.41
Kerala	3.84	37	3.43
Madhya Pradesh	7.46	32	7.10
Madras	7.56	57	9.53
Mysore	6.52	27	5.58
Orissa	4.46	15	3.21
Punjab	4.59	30	4.36
Rajasthan	4.71	15	3.59
Uttar Pradesh	15.94	63	16.13
West Bengal	7.59	40	7.31

PART III

Distribution of additional duties on textiles

5. In this Part,—

(a) "net proceeds", as respects any financial year, means the net proceeds of the additional duties in respect of cotton fabrics, rayon or artificial silk fabrics and woollen fabrics levied and collected during that financial year;

(b) "Table" means the Table at the end of this Part.

6. During each of the financial years commencing on or after the 1st April, 1958, there shall be paid—

(a) to the State of Jammu and Kashmir a sum equal to 1.25 per cent of the net proceeds;

(b) to each of the States specified in the first column of the Table—

(i) such sum as is specified against that State in the second column of the Table; and

(ii) if the total of the sums payable to all the States under the preceding provisions of this paragraph is less than 99 per cent of the net proceeds by any amount, a further sum equal to such percentage of that amount as is specified against that State in the third column of the Table:

Provided that if during that financial year, there is levied and collected in any State specified in the Table a tax on the sale or purchase of cotton fabrics, rayon or artificial silk fabrics or woollen fabrics by or under any law of that State, no sums shall be payable to that State under clause (b) in respect of that financial year, unless the Central Government by special order otherwise directs.

7. In respect of the financial year ending on the 31st March, 1958, the provisions of paragraph 2 (excluding the proviso) shall apply for the distribution of a part of the net proceeds, subject to the modification that each of the sums specified in the second column of the Table shall be deemed to have been replaced by one-fourth of that sum.

TABLE

1	2	3
(Rupees in lakhs)		
Andhra Pradesh	120	7.38
Assam	40	2.72
Bihar	80	11.19
Bombay	600	16.46
Kerala	38	3.10
Madhya Pradesh	83	6.97
Madras	168	7.26
Mysore	48	4.98
Orissa	50	3.32
Punjab	95	5.56
Rajasthan	50	4.36
Uttar Pradesh	400	18.19
West Bengal	204	8.51

Simla-2, the 29th October, 1969

No. 13-12/69-LR.—The following Acts recently passed by the Parliament which have already been published in the Gazette of India, are hereby republished in the Himachal Pradesh Rajpatra for the information of General Public:—

1. The Foreign Marriage Act, 1969 (33 of 1969).
2. The Banaras Hindu University (Amendment) Act, 1969 (34 of 1969).
3. The Criminal and Election Laws (Amendment) Act, 1969 (35 of 1969).

4. The Indian Penal Code (Amendment) Act, 1969 (36 of 1969).
5. The Delhi High Court (Amendment) Act, 1969 (37 of 1969).
6. The Constitution (Twenty-second Amendment) Act, 1969.

JOSEPH DINA NATH,
Under Secretary.

Assented to on 31st August, 1969.

THE FOREIGN MARRIAGE ACT, 1969

(ACT NO. 33 OF 1969)

AN

ACT

to make provision relating to marriages of citizens of India outside India.

Be it enacted by Parliament in the Twentieth Year of the Republic of India as follows:—

CHAPTER I

PRELIMINARY

1. *Short title.*—This Act may be called the Foreign Marriage Act, 1969.

2. *Definitions.*—In this Act, unless the context otherwise requires,—

(a) “degrees of prohibited relationship” shall have the same meaning as in the Special Marriage Act, 1954, (43 of 1954).

(b) “district” in relation to a Marriage Officer, means the area within which the duties of his office are to be discharged;

(c) “foreign country” means a country or place outside India, and includes a ship which is for the time being in the territorial waters of such a country or place;

(d) “Marriage Officer” means a person appointed under section 3 to be a Marriage Officer;

(e) “official house” in relation to a Marriage Officer, means—

(i) the official house of residence of the officer;

(ii) the office in which the business of the officer is transacted;

(iii) a prescribed place; and

(f) “prescribed” means prescribed by rules made under this Act.

3. *Marriage Officer.*—For the purposes of this Act, the Central Government may, by notification in the

Official Gazette, appoint such of its diplomatic or consular officers as it may think fit to be Marriage Officers for any foreign country.

Explanation.—In this section, “diplomatic officer” means an ambassador, envoy, minister, high commissioner, commissioner, *charged affairs* or other diplomatic representative or a counsellor or secretary of an embassy, legation or high commissioner.

CHAPTER II

SOLEMNIZATION OF FOREIGN MARRIAGE

4. *Conditions relating to solemnization of foreign marriages.*—A marriage between parties one of whom at least is a citizen of India may be solemnized under this Act by or before a Marriage Officer in a foreign country, if, at the time of the marriage, the following conditions are fulfilled, namely:—

(a) neither party has a spouse living,

(b) neither party as an idiot or a lunatic,

(c) the bridegroom has completed the age of twenty-one years and the bride the age of eighteen years at the time of the marriage, and

(d) the parties are not within the degrees of prohibited relationship:

Provided that where the personal law or a custom governing at least one of the parties permits of a marriage between them, such marriage may be solemnized, notwithstanding that they are within the degrees of prohibited relationship.

5. *Notice of intended marriage.*—When a marriage is intended to be solemnized under this Act, the parties to the marriage shall give notice thereof in writing in the form specified in the First Schedule to the Marriage Officer of the district in which at least one of the parties to the marriage has resided for a period of not less than thirty days immediately preceding the date on which such notice is given and the notice shall state that the party has so resided.

6. *Marriage Notice Book.*—The Marriage Officer shall keep all notices given under section 5 with the records of his office and shall also forthwith enter a true copy of every such notice in a book prescribed for that purpose, to be called the “Marriage Notice Book”, and such book shall be open for inspection at all reasonable times, without fee, by any person desirous of inspecting the same.

7. *Publication of notice.*—Where a notice under section 5 is given to the Marriage Officer, he shall cause it to be published—

(a) in his own office, by affixing a copy thereof to a conspicuous place, and

(b) in India and in the country or countries in which the parties are ordinarily resident, in the prescribed manner.

8. *Objection to marriage.*—(1) Any person may, before the expiration of thirty days from the date of

publication of the notice under section 7, object to the marriage on the ground that it would contravene one or more of the conditions specified in section 4.

Explanation.—Where the publication of the notice by affixation under clause (a) of section 7 and in the prescribed manner under clause (b) of that section is on different dates, the period of thirty days shall, for the purposes of this sub-section, be computed from the later date.

(2) Every such objection shall be in writing signed by the person making it or by any person duly authorised to sign on his behalf, and shall state the ground of objection; and the Marriage Officer shall record the nature of the objection in his Marriage Notice Book.

9. Solemnization of marriage where no objection made.—If no objection is made within the period specified in section 8 to an intended marriage, then, on the expiry of that period, the marriage may be solemnized.

10. Procedure on receipt of objection.—(1) If an objection is made under section 8 to an intended marriage, the Marriage Officer shall not solemnize the marriage until he has inquired into the matter of the objection in such manner as he thinks fit and is satisfied that it ought not to prevent the solemnization of the marriage or the objection is withdrawn by the person making it.

(2) Where a Marriage Officer after making any such inquiry entertains a doubt in respect of any objection, he shall transmit the record with such statement respecting the matter as he thinks fit to the Central Government; and the Central Government, after making such further inquiry in to the matter and after obtaining such advice as it thinks fit, shall give its decision thereon in writing to the Marriage Officer, who shall act in conformity with the decision of the Central Government.

11. Marriage not to be in contravention of local laws.—(1) The Marriage Officer may, for reasons to be recorded in writing, refuse to solemnize a marriage under this Act if the intended marriage is prohibited by any law in force in the foreign country where it is to be solemnized.

(2) The Marriage Officer may, for reasons to be recorded in writing, refuse to solemnize a marriage under this Act on the ground that in his opinion, the solemnization of the marriage would be inconsistent with international law or the comity of nations.

(3) Where a Marriage Officer refuses to solemnize a marriage under this section, any party to the intended marriage may appeal to the Central Government in the prescribed manner within a period of thirty days from the date of such refusal; and the Marriage Officer shall act in conformity with the decision of the Central Government on such appeal.

12. Declaration by parties and witnesses.—Before the marriage is solemnized, the parties and three witnesses shall, in the presence of the Marriage Officer, sign a declaration in the form specified in the Second Schedule, and the declaration shall be countersigned by the Marriage Officer.

13. Place and form of solemnization.—(1) A marriage by or before a Marriage Officer under this Act shall be solemnized at the official house of the Marriage Officer with open doors between the prescribed hours in the

presence of at least three witnesses.

(2) The marriage may be solemnized in any form which the parties may choose to adopt:

Provided that it shall not be complete and binding on the parties unless each party declares to the other in the presence of the Marriage Officer and the three witnesses and in any language understood by the parties,—“I, (A), take thee (B), to be my lawful wife (or husband)”:

Provided further that where the declaration referred to in the preceding proviso is made in any language which is not understood by the Marriage Officer or by any of the witnesses, either of the parties shall interpret or cause to be interpreted the declaration in a language which the Marriage Officer or, as the case may be, such witness understands.

14. Certificate of marriage.—(1) Whenever a marriage is solemnized under this Act, the Marriage Officer shall enter a certificate thereof in the form specified in the Third Schedule in a book to be kept by him for that purpose and to be called the Marriage Certificate Book, and such certificate shall be signed by the parties to the marriage and the three witnesses.

(2) On a certificate being entered in the Marriage Certificate Book by the Marriage Officer, the certificate shall be deemed to be conclusive evidence of the fact that a marriage under this Act has been solemnized, and that all formalities respecting the residence of the party concerned previous to the marriage and the signatures of witnesses have been complied with.

15. Validity of foreign marriages in India.—Subject to the other provisions contained in this Act, a marriage solemnized in the manner provided in this Act shall be good and valid in law.

16. New notice when marriage not solemnized within six months.—Whenever a marriage is not solemnized within six months from the date on which notice thereof has been given to the Marriage Officer as required under section 5 or where the record of a case has been transmitted to the Central Government under section 10, or where an appeal has been preferred to the Central Government under section 11, within three months from the date of decision of the Central Government in such case or appeal, as the case may be, the notice and all other proceedings arising therefrom shall be deemed to have lapsed, and no Marriage Officer shall solemnize the marriage until new notice has been given in the manner laid down in this Act.

CHAPTER III

REGISTRATION OF FOREIGN MARRIAGES SOLEMNIZED UNDER OTHER LAWS

17. Registration of foreign marriages.—(1) Where—

(a) a Marriage Officer is satisfied that a marriage has been duly solemnized in a foreign country in accordance with the law of that country between parties of whom one at least was a citizen of India; and

(b) a party to the marriage informs the Marriage Officer in writing that he or she desires the marriage to be registered under this section,

the Marriage Officer may, upon payment of the prescribed

fee, register the marriage.

(2) No marriage shall be registered under this section unless at the time of registration it satisfies the conditions mentioned in section 4.

(3) The Marriage Officer may, for reasons to be recorded in writing, refuse to register a marriage under this section on the ground that in his opinion the marriage is inconsistent with international law or the comity of nations.

(4) Where a Marriage Officer refuses to register a marriage under this section the party applying for registration may appeal to the Central Government in the prescribed manner within a period of thirty days from the date of such refusal; and the Marriage Officer shall act in conformity with the decision of the Central Government on such appeal.

(5) Registration of a marriage under this section shall be effected by the Marriage Officer by entering a certificate of the marriage in the prescribed form and in the prescribed manner in the Marriage Certificate Book, and such certificate shall be signed by the parties to the marriage and by three witnesses.

(6) A marriage registered under this section shall, as from the date of registration, be deemed to have been solemnized under this Act.

CHAPTER IV

MATRIMONIAL RELIEF IN RESPECT OF FOREIGN MARRIAGES

18 Matrimonial reliefs to be under special marriage Act, 1954.—(1) Subject to the other provisions contained in this section, the provisions of Chapter IV, V, VI and VII of the special Marriage Act, 1954 (43 of 1954), shall apply in relation to marriages solemnized under this Act and to any other marriage solemnized in a foreign country between parties of whom one at least is a citizen of India as they apply in relation to marriages solemnized under that Act.

Explanation.—In its application to the marriages referred to in this sub-section, section 24 of the Special Marriage Act, 1954 (43 of 1954), shall be subject to the following modification, namely:—

(i) the reference in sub-section (1) thereof to clauses (a), (b), (c) and (d) of section 4 of that Act shall be construed as a reference to clauses (a), (b), (c) and (d) respectively of section 4 of this Act, and

(ii) nothing contained in section 24 aforesaid shall apply to any marriage—

(a) which is not solemnized under this Act; or

(b) which is deemed to be solemnized under this Act by reason of the provisions contained in section 17;

Provided that the registration of any such marriage as is referred to in sub-clause (b) may be declared to be of no effect if the registration was in contravention of sub-section (2) of section 17.

(2) Every petition for relief under Chapter V or Chapter VI of the Special Marriage Act, 1954 (43 of 1954), as made applicable to the marriages referred to in sub-section (1), shall be presented to the district

court within the local limits of whose ordinary civil jurisdiction—

(a) the respondent is residing at the time of the presentation of the petition; or

(b) the husband and wife last resided together; or

(c) the petitioner is residing at the time of the presentation of the petition, provided that the respondent is at that time residing outside India.

Explanation.—In this section, “district court” has the same meaning as in the Special Marriage Act, 1954 (43 of 1954).

(3) Nothing contained in this section shall authorise any court—

(a) to make any decree of dissolution of marriage except where—

(i) the parties to the marriage are domiciled in India at the time of the presentation of the petition; or

(ii) the petitioner, being the wife, was domiciled in India immediately before the marriage and has been residing in India for a period of not less than three years immediately preceding the presentation of the petition;

(b) to make any decree annulling a voidable marriage, except where—

(i) the parties to the marriage are domiciled in India at the time of the presentation of the petition; or

(ii) the marriage was solemnized under this Act and the petitioner, being the wife, has been ordinarily resident in India for a period of three years immediately preceding the presentation of the petition;

(c) to make any decree of nullity of marriage in respect of a void marriage, except where—

(i) either of the parties to the marriage is domiciled in India at the time of the presentation of the petition; or

(ii) the marriage was solemnized under this Act and the petitioner, being is residing in India at the time of the presentation of the petition;

(d) to grant any other relief under Chapter V or Chapter VI of the Special Marriage Act, 1954 (43 of 1954), except where the petitioner is residing in India at the time of the presentation of the petition.

(4) Nothing contained in sub-section (1) shall authorise any court to grant any relief under this Act in relation to any marriage in a foreign country not solemnized under it, if the grant of relief in respect of such marriage (whether on any of the grounds specified in the Special Marriage Act, 1954 (43 of 1954), or otherwise) is provided for under any other law for the time being in force.

CHAPTER V

PENALTIES

19. *Punishment for bigamy.*—(1) any person whose marriage is solemnized or deemed to have been solemnized under this Act and who, during the subsistence of his marriage, contracts any other marriage in India shall be subject to the penalties provided in section 494 and section 495 of the Indian Penal Code (45 of 1860) and the marriage so contracted shall be void.

(2) The provisions of sub-section (1) apply also to any such offence committed by any citizen of India without and beyond India.

20. *Punishment for contravention of certain other conditions for marriage.*—Any citizen of India who procures a marriage of himself or herself to be solemnized under this Act in contravention of the condition specified in a clause (c) or clause (d) of section 4 shall be punishable—

(a) in the case of a contravention of the condition specified in clause (c) of section 4, with simple imprisonment which may extend to fifteen days or with fine which may extend to one thousand rupees, or with both; and

(b) in the case of a contravention of the condition specified in clause (d) of section 4, with simple imprisonment which may extend to one month, or with fine which may extend to one thousand rupees, or with both.

21. *Punishment for false declaration.*—If any citizen of India for the purpose of procuring a marriage, intentionally—

(a) where a declaration is required by this Act, makes a false declaration; or

(b) where a notice or certificate is required by this Act, signs a false notice or certificate;

he shall be punishable with imprisonment for a term which may extend to three years and shall also be liable to fine.

22. *Punishment for wrongful action of Marriage Officer.*—Any Marriage Officer who knowingly and wilfully solemnizes a marriage under this Act in contravention of any of the provisions of this Act shall be punishable with simple imprisonment which may extend to one year, or with fine which may extend to five hundred rupees, or with both.

CHAPTER VI

MISCELLANEOUS

23. *Recognition of marriages solemnized under law of other countries.*—If the Central Government is satisfied that the law in force in any foreign country for the solemnization of marriages contains provisions similar to those contained in this Act, it may, by notification in the Official Gazette, declare that marriages solemnized under the law in force in such foreign country shall be recognized by courts in India as valid.

24. (1) Where—

(a) *Certification of documents of marriages solemnized in accordance with local law in a foreign country.*—A marriage is solemnized in any foreign country specified in this behalf by the Central Government, by notification in the Official Gazette, in accordance with the law of that country between parties of whom one at least is a citizen of India; and

(b) a party to the marriage who is such citizen produces to a Marriage Officer in the country in which the marriage was solemnized—

(i) a copy of the entry in respect of the marriage in the marriage register of that country certified by the appropriate authority in that country to be a true copy of that entry; and

(ii) if the copy of that entry is not in the English language, a translation into the prescribed language of that copy; and

(c) the Marriage Officer is satisfied that the copy of the entry in the marriage register is a true copy and that the translation, if any, is a true translation;

the Marriage Officer, upon the payment of the prescribed fee, shall certify upon the copy that he is satisfied that the copy is a true copy of the entry in the marriage register and upon the translation that he is satisfied that the translation is a true translation of the copy and shall issue the copy and the translation to the said party.

(2) A document relating to a marriage in a foreign country issued under sub-section (1) shall be admitted in evidence in any proceedings as if it were a certificate duly issued by the appropriate authority of that country.

25. *Certified copy of entries to be evidence.*—Every certified copy purporting to be signed by the Marriage Officer of an entry of a marriage in the Marriage Certificate Book shall be received in evidence without production or proof of the original.

26. *Correction of errors.*—(1) Any Marriage Officer who discovers any error in the form or substance of any entry in the Marriage Certificate Book may, within one month next after the discovery of such error, in the presence of the persons married, or, in case of their death or absence, in the presence of two other witnesses, correct the error by entry in the margin without any alteration of the original entry and add thereto the date of such correction.

(2) Every correction made under this section shall be attested by the witnesses in whose presence it was made.

27. *Act not to affect validity of marriages outside it.*—Nothing in this Act shall in any way affect the validity of a marriage solemnized in a foreign country otherwise than under this Act.

28. *Power to make rules.*—(1) The Central Government may, by notification in the Official Gazette, make rules for carrying out purposes of this Act.

(2) In particular, and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely:—

(a) the duties and powers of Marriage Officers and their districts;

(b) the manner in which a Marriage Officer may hold any inquiry under this Act;

(c) the manner in which notices of marriage shall be published;

(d) the places in which and the hours between which marriages under this Act may be solemnized;

(e) the form and the manner in which any books required by or under this Act to be kept shall be maintained;

(f) the form and manner in which certificates of marriages may be entered under sub-section (5) of section 17;

(g) the fees that may be levied for the performance of any duty imposed upon a Marriage Officer under this Act;

(h) the authorities to which, the form in which and the intervals within which copies of entries in the Marriage Certificate Book shall be sent, and when corrections are made in the Marriage Certificate Book, the manner in which certificates of such corrections shall be sent to the authorities;

(i) the inspection of any books required to be kept under this Act and the furnishing of certified copies of entries therein;

(j) the manner in which and the conditions subject to which any marriage may be recognized under section 23;

(k) any other matter which may be, or requires to be, prescribed.

(3) Every rule made under this section shall be laid as soon as may be after it is made before each House of Parliament while it is in session for a total period of thirty days which may be comprised in one session or in two successive sessions; and if before the expiry of the session in which it is so laid or the session immediately following, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

29. *Amendment of Act 43 of 1954.*—In the Special Marriage Act, 1954,—

(a) in section 1, in sub-section (2), for the words “outside the said territories”, the words “in the State of Jammu and Kashmir” shall be substituted;

(b) in section 2, clauses (a) and (c) shall be omitted.

(c) in section 3, for sub-section (2), the following sub-section shall be substituted, namely:—

“(2) For the purposes of this Act, in its application to citizens of India domiciled in the territories to which this Act extends who are in the State of Jammu and Kashmir, the Central Government may, by notification in the Official Gazette, specify such officers of the Central Government as it may think fit to be the Marriage Officers for the State or any part thereof.”;

(d) in section 4, for clause (e), the following clause shall be substituted, namely:—

“(e) where the marriage is solemnized in the State of Jammu and Kashmir, both parties are citizens of India domiciled in the territories to which this Act extends.”;

(e) in section 10, for the words “outside the territories to which this Act extends in respect of an intended marriage outside the said territories”, the words “in the State of Jammu and Kashmir in respect of an intended marriage in the State” shall be substituted;

(f) in section 50, in sub-section (1), the words “diplomatic and consular officers and other” shall be omitted.

30. *Repeal.*—The Indian Foreign Marriage Act, 1903 (14 of 1903), is hereby repealed.

THE FIRST SCHEDULE

(See section 5)

FORM OF NOTICE OF INTENDED MARRIAGE

To

The Marriage Officer

for.....

We hereby give you notice that a marriage under the Foreign Marriage Act, 1969 is intended to be solemnized between us within three months from the date hereof.

Name and father's name	Condition	Occu- pation	Date of birth	Dwell- ing place	Perma- nent dwelling place and present dwelling place if not perma- nent	Length of resi- dence in the pre- sent dwelling place
------------------------	-----------	-----------------	---------------------	------------------------	---	---

A.B. Unmarried

Widower

Divorcee

C.D. Unmarried

Widow

Divorcee

Witness our hands, this.....day of.....
19.....

Sd. A.B.

Sd. C.D.

THE SECOND SCHEDULE

(See section 12)

DECLARATION TO BE MADE BY THE BRIDEGROOM

I, A.B., hereby declare as follows:—

1. I am at the present time unmarried (or a widower or a divorcee, as the case may be).

2. I have completed.....years of age.

3. I am not related to C.D. (the bride) within the degrees of prohibited relationship.

4. I am a citizen of.....

(to be filled up)

5. I am aware that, if any statement in this declaration is false, I am liable to imprisonment and also to fine.

Sd. A.B. (the Bridegroom)

DECLARATION TO BE MADE BY THE BRIDE

I, C.D., hereby declare as follows:—

1. I am at the present time unmarried (or a widow, or a divorcee, as the case may be).

2. I have completed.....years of age.

3. I am not related to A.B. (the bridegroom) within the degrees of prohibited relationship.

4. I am a citizen of.....

(to be filled up)

5. I am aware that, if any statement in this declaration is false, I am liable to imprisonment and also to fine.

Sd. C.D. (the Bride)

Signed in our presence by the above named A.B. and C.D. So far as we are aware, there is no lawful impediment to the marriage.

Sd. G.H.

Sd. I.J.

Sd. K.L.

Three witnesses.

(Countersigned) E.F.

Marriage Officer

Dated the.....day of.....19....

THE THIRD SCHEDULE

(See section 14)

FORM OF CERTIFICATE OF MARRIAGE

I, E.F., hereby certify that on the day of.....19.....A.B. and C.D.*

.....appeared before me and that the declaration required by section.....† of the Foreign

Marriage Act, 1969, was duly made, and that a marriage under that Act was solemnized between them in my presence and in the presence of three witnesses who have signed hereunder.

Sd. E.F.

Marriage Officer.

Sd. A.B. (Bridegroom)

Sd. C. D. (Bride)

Sd. G.H.

Sd. I.J.

Sd. K. L.

Three witnesses.

Dated the.....day of.....19.....

*Herein give particulars of the parties.

†To be entered.

Assented to on 31st August, 1969

THE BANARAS HINDU UNIVERSITY (AMENDMENT)

ACT, 1969

(Act No. 34 of 1969)

AN

ACT

further to amend the Banaras Hindu University Act, 1915.

BE it enacted by Parliament in the Twentieth Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Banaras Hindu University (Amendment) Act, 1969.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

2. *Amendment of section 7B.*—In section 7B of the Banaras Hindu University Act, 1915 (16 of 1915) (hereinafter referred to as the principal Act),—

(i) for sub-sections (1) and (2), the following sub-section shall be substituted, namely:—

“(1) The Vice-Chancellor shall be appointed by the Visitor on the recommendation of a Selection Committee constituted by the Visitor for the purpose:

Provided that, if the Visitor does not approve of such recommendation, he may call for one or more fresh recommendations.”;

(ii) in sub-section (4), for the words “five years”, the words “three years” and for the words “ineligible for re-appointment to that office”, the words “eligible for re-appointment to that office for a second term” shall be substituted.

3. *Amendment of section 7C.*—In section 7C of the principal Act,—

(i) in sub-section (2), the words, “the Standing Committee or the Academic Council” shall be omitted;

(ii) in sub-section (4), for the words, “the Academic Council and the Standing Committee of the Academic Council”, the words “and the Academic Council” shall be substituted.

4. *Amendment of section 8A.*—In section 8A of the principal Act, clause (d) shall be omitted.

5. *Substitution of new section for sections 9 and 9A.*—For sections 9 and 9A of the principal Act, the following section shall be substituted, namely:—

“9. *The Court.*—The Court shall be an advisory body and its functions shall be—

(a) to advise the Visitor in respect of any matter which may be referred to it for advice;

(b) to advise any authority of the University in respect of any matter which may be referred to the

Court by such authority; and

- (c) to perform such order, duties and exercise such other powers as may be assigned to it by the Visitor or under this Act."

6. *Amendment of section 10.*—In section 10 of the principal Act, in sub-section (1), for the word "Court", the word "Visitor" shall be substituted.

7. *Omission of section 12.*—Section 12 of the principal Act shall be omitted.

8. *Amendment of section 13.*—In section 13 of the principal Act, in sub-section (2), the words "to the Court and" shall be omitted.

9. *Amendment of section 17.*—In section 17 of the principal Act,—

(i) in sub-section (1),—

- (a) in clause (b), for the words "the election and appointment", the words "the appointment by election, nomination or otherwise" shall be substituted;

- (b) in clause (n), the words "the Standing Committee of the Academic Council," shall be omitted;

(ii) sub-section (7) shall be re-numbered as sub-section (4) and for sub-sections (3), (4), (5) and (6), the following sub-sections shall be substituted, namely:—

"(3) The Executive Council may, from time to time, make new or additional Statutes or may amend or repeal the Statutes."

10. *Amendment of section 18.*—In section 18 of the principal Act, for sub-sections (5), (6), (7) and (8), the following sub-sections shall be substituted, namely:—

"(5) Where the Executive Council has rejected the draft of an Ordinance proposed by the Academic Council, the Academic Council may appeal to the Visitor who may pass such order thereon as he thinks fit.

(6) All Ordinances made by the Executive Council shall be submitted, as soon as may be, to the Visitor who may disallow any such Ordinance or remit it to the Executive Council for further consideration.

(7) The Visitor may, by order, direct that the operation of any Ordinance shall be suspended until he has had an opportunity of exercising his power of disallowance, and any order of suspension under this sub-section shall cease to have effect on the expiration of one month from the date of such order."

11. *Amendment of section 19.*—In section 19 of the principal Act, in the proviso to sub-section (3), for the word "Court", the word "Visitor" shall be substituted.

12. *Amendment of Statutes.*—Notwithstanding anything contained in the principal Act, the Statutes of the University shall be amended as follows:—

(i) in Statutes, 3, for clause (3), the following clause shall be substituted, namely:—

"(3) The Rector shall hold office for only so long as the Vice-Chancellor on whose recommendation he was appointed holds office and he shall be eligible for re-appointment:—

Provided that notwithstanding the expiry of the term of his office, the Rector shall continue in office until his successor is appointed and enters upon his office."

(ii) in Statute 4,—

(a) in clause (3), the words "the Standing Committee of the Academic Council," shall be omitted;

(b) in clause (4),—

(1) in sub-clause (b) the words "the Finance Committee, the Standing Committee of the Academic Council," shall be omitted;

(2) in sub-clause (c), the words "the Standing Committee of the Academic Council, the Finance Committee," shall be omitted;

(3) in sub-clause (d), for the words, "the Academic Council and the Standing Committee of the Academic Council", the words "and the Academic Council" shall be substituted;

(iii) for Statute 10, the following Statute shall be substituted, namely:—

"10. *The Court.*—(1) The Court shall consist of the following members, namely:—

(a) the Chancellor, *ex-officio*.

(b) the members of the Executive Council, *ex-officio*.

(c) three persons, being Heads of departments of Studies or Principals of Colleges of the University, nominated by the Visitor,

(d) two persons, being Professors from Departments of Studies or Colleges of the University, nominated by the Visitor,

(e) two persons from among teachers of the University, other than Professors, nominated by the Visitor,

(f) three representatives of Parliament, two to be nominated by the Speaker of the Lok Sabha from among the members thereof and one of to be nominated by the Chairman of the Rajya Sabha from among the members thereof, and

(g) thirty persons nominated by the Visitor among persons who are men of standing in public life or have special knowledge or practical experience in education or have rendered eminent services in the cause of education.

(2) Seventeen members of the Court shall form the quorum.

(3) All members of the Court, other than *ex-officio* members, shall hold office for a term of three years."

(iv) for Statute 14, the following Statute shall be substituted, namely:—

"14. *The Executive Council.*—(1) The Executive Council shall consist of the following members, namely:—

(a) the Vice-Chancellor, *ex-officio*,

(b) eight persons nominated by the Visitor,

(2) Five members of the Executive Council shall

form the quorum.

(3) The members of the Executive Council shall hold office for a term of three years.”;

(v) in Statute 15, in clause (x), the words “the Standing Committee of” shall be omitted;

(vi) in Statute 18,—

(a) in clause (i), the words “the Court or” shall be omitted;

(b) clause (xv) shall be re-numbered as clause (xxv) and after clause (xiv), the following clauses shall be inserted, namely:—

“(xv) to fix, subject to any conditions accepted by the Executive Council, the time, mode and conditions of competition for fellowships, scholarships and other prizes and to award the same;

(xvi) to conduct examinations in conformity with the Ordinances and to fix dates for holding them;

(xvii) to declare the results of the various University examinations, or to appoint committees or officers to do so, and to make recommendations regarding the conferment or grant of degrees, honours, diplomas, certificates, titles and marks of honour;

(xviii) to award stipends, scholarships, medals, prizes and to make awards in accordance with the Ordinances and such other conditions as may be attached to the awards;

(xix) to make recommendations to the Executive Council in regard to the appointment of Examiners, and if necessary, their removal and the fixation of their fees, emoluments and the travelling and other allowances and the appointment of Boards of Examiners and Moderators;

(xx) to appoint, whenever necessary, Inspectors or Boards of Inspectors for inspecting colleges and institutions applying for admission to the privileges of the University;

(xxi) to publish lists of prescribed or recommended text-books and to publish syllabuses of the prescribed courses of study;

(xxii) to prepare such forms and registers as are, from time to time, prescribed by the Ordinances;

(xxiii) to appoint committees, for admission to the University;

(xxiv) to appoint, subject to the provisions of Statute 26, committees for such specific purposes as it may deem necessary; and”;

(vii) Statutes 19 and 20 shall be omitted;

(viii) for clauses (1) and (3) of Statute 21, the following clauses shall respectively be substituted, namely:—

“(1) The Finance Committee shall consist of the following members, namely:—

(i) the Vice-Chancellor;

(ii) three persons nominated by the Visitor;

(iii) two persons, who are not employees of the University, appointed by the Executive Council;

(iv) two Deans of Faculties by rotation according to seniority for a term of two years.”;

“(3) Four members of the Finance Committee shall form the quorum.”;

(ix) in Statute 36,—

(a) in clause (1), in condition (iii), the words “the Standing Committee of” shall be omitted;

(b) in clause (3), the words “the Standing Committee of” wherever they occur, shall be omitted.

13. *Transitional provisions.*—(1) Every person holding office as a member of the Court or the Executive Council or the Finance Committee, as the case may be, immediately before the commencement of this Act shall, on and from such commencement, cease to hold office as such:

Provided that where any such person held, immediately before such date, any other office in the University, nothing contained in this sub-section shall be construed to affect his continuance in such other office.

(2) Until the Court or the Executive Council or the Finance Committee is constituted in accordance with the provisions of the principal Act as amended by this Act or the Statutes as modified by this Act, the Visitor may, by general or special order, direct any officer of the University to exercise the powers and perform the duties conferred or imposed by or under the principal Act as so amended, or the statutes as so modified on the Court or the Executive Council or the Finance Committee, as the case may be.

(3) Notwithstanding anything contained in the principal Act or the Statutes immediately before the commencement of this Act, where this Act modifies the method of appointment to an office or the term of office of the holder thereof, the holder of such office shall, unless he resigns his office and his resignation is accepted under Statute 30, continue to exercise the functions of that office until his successor is appointed in accordance with the provisions of the principal Act as amended by this Act or the Statutes as modified by this Act and enters upon his office; and for the removal of doubts, it is hereby declared that a person holding any such office as aforesaid immediately before the commencement of this Act shall be eligible for re-appointment to that office.

Assented to on 4th September, 1969

THE CRIMINAL AND ELECTION LAWS AMENDMENT ACT, 1969

(ACT No. 35 OF 1969)

AN

ACT

further to amend the Indian Penal Code, the Code of Criminal Procedure, 1898 and the Representation of the People Act, 1951 and to provide against printing and publication of certain objectionable matters.

BE it enacted by Parliament in the Twentieth Year of the Republic of India as follows:—

1. *Short title.*—This Act may be called the Criminal and Election Laws Amendment Act, 1969.

2. *Substitution of new section for section 153A.*—In the Indian Penal Code (45 of 1860) (hereinafter referred to as the Penal Code), for section 153A, the following section shall be substituted, namely:—

“153A. *Promoting enmity between different groups on grounds of religion, race, place of birth, residence, language, etc., and doing acts prejudicial to maintenance harmony.*—(1) Whoever—

(a) by words, either spoken or written, or by signs or by visible representations or otherwise, promotes or attempts to promote, on grounds of religion, race, place of birth, residence, language, caste or community or any other ground whatsoever, disharmony or feelings of enmity, hatred or ill-will between different religious, racial, language or regional groups or castes or communities, or

(b) commits any act which is prejudicial to the maintenance of harmony between different religious, racial, language or regional groups or castes or communities, and which disturbs or is likely to disturb the public tranquillity, shall be punished with imprisonment which may extend to three years, or with fine, or with both,

(2) *Offence committed in place of worship, etc.*—Whoever commits an offence specified in sub-section (1) in any place of worship or in any assembly engaged in the performance of religious worship or religious ceremonies, shall be punished with imprisonment which may extend to five years and shall also be liable to fine.”

3. *Amendment of section 505.*—Section 505 of the Penal Code shall be re-numbered as sub-section (1) of that section, and—

(i) after sub-section (1) as so re-numbered but before the *Exception*, the following sub-sections shall be inserted, namely:—

“(2) *Statements creating or promoting enmity, hatred or ill-will between classes.*—Whoever makes, publishes or circulates any statement or report containing rumour or alarming news with intent to create or promote, or which is likely to create or promote, on grounds of religion, race, place of birth, residence, language, caste or community or any other ground whatsoever, feeling of enmity, hatred or ill-will between different religious, racial, language or regional groups or castes or communities, shall be punished with imprisonment which may extend to three years, or with fine, or with both.

(3) *Offence under sub-section (2) committed in place of worship, etc.*—Whoever commits an offence specified in sub-section (2) in any place of worship or in any assembly engaged in the performance of religious worship or religious ceremonies, shall be punished with imprisonment which may extend to five years and shall also be liable to fine.”;

(ii) in the *Exception*, after the words “circulates it”, the words “in good faith and” shall be inserted.

4. *Amendment of Act 5 of 1898.*—In the Code of Criminal Procedure, 1898,—

(a) in section 196, for the words “the State Government or some officer empowered by the State Government in this behalf”, the words “the State Government or District Magistrate or such other officer as may be empowered by the State Government in this behalf” shall be substituted;

(b) in schedule II,—

(i) For the entries in columns 1 to 8 relating to section 153A, the following entries shall be substituted, namely:—

1	2	3	4	5	6	7	8
“153A(1)	Promoting enmity between classes.	May arrest without warrant.	Warrant	Not bailable.	Ditto	Imprisonment of either description for three years, or fine or both.	Presidency Magistrate or Magistrate of the first class.
153A(2)	Promoting enmity between classes in place of warshop.	Ditto	Ditto	Ditto	Ditto	Imprisonment of either description for five years, and fine.	Ditto.”;

(ii) for the entry in column 3 relating to section 154, the entry “Shall not arrest without warrant” shall be substituted;

(iii) for the entries in columns 1 to 8 relating to section 505, the following entries shall be substituted, namely:—

1	2	3	4	5	6	7	8
“505(1)	False statement, rumour, etc., with intent to cause mutiny or offence against the public peace.	Ditto	Ditto	Not bailable	Not compoundable.	Imprisonment of either description for three years, or fine, or both.	Presidency Magistrate or Magistrate of the first class.

1	2	3	4	5	6	7	8
505(2)	False statement, rumour, etc., with intent to create enmity, hatred or ill-will between different classes.	May arrest without warrant	Ditto	Ditto	Ditto	Imprisonment of either description for three years, or fine, or both.	Ditto.
505(3)	False statement, rumour, etc., made in place of worship, etc., with intent to create enmity, hatred or ill-will.	Ditto	Ditto	Ditto	Ditto	Imprisonment of either description for five years and fine.	Ditto.”;

(iv) for the entries in columns 3 and 7 relating to section 506 as applicable to “criminal intimidation” (first paragraph), the entries “Shall not arrest without warrant” and “Imprisonment of either description for 2 years, or fine, or both” shall, respectively, be substituted.

5. *Amendment of section 8.*—In section 8 of the Representation of the People Act, 1951 (43 of 1951), in sub-section (1), for the words, figures and letters “section 171E or section 171F of the Indian Penal Code”, the words, figures and letters “section 153A or section 171E or section 171F or sub-section (2) or sub-section (3) of section 505 of the Indian Penal Code” shall be substituted.

6. *Power to control prejudicial publications.*—(1) The Central Government or a State Government or any authority so authorised by the Central Government in this behalf, if satisfied that such action is necessary for the purpose of preventing or combating any activity prejudicial to the maintenance of communal harmony and affecting or likely to affect public order, may, by order in writing addressed to the printer, publisher or editor, prohibit the printing or publication of any document or any class of documents of any matter relating to a particular subject or class of subjects for a specified period or in a particular issue or issues of a newspaper or periodical:

Provided that no such order shall remain in force for more than two months from the making thereof:

Provided further that the person against whom the order has been made may, within ten days of the communication of the order, make a representation,—

- to the Central Government, where such order is made by the Central Government or any authority authorised by it; and
- to the State Government, where such order is made by the State Government,

and the Central Government or the State Government,,

as the case may be, may, after consultation with a Committee, to be known as Press Consultative Committee, dispose of the matter, modifying, confirming or rescinding the order.

(2) In the event of disobedience of an order made under sub-section (1), the Central Government or the State Government or the authority issuing the order, as the case may be, may, without prejudice to any other penalty to which the person guilty of the disobedience is liable under this Act or under any other law for the time being in force, direct that copies of the publication made in the violation of an order made under sub-section (1) be seized, and that any printing press or other instrument or apparatus used in the publication be closed down for the period such order is in operation.

7. *Penalty.*—Whoever contravenes, disobeys or neglects to comply with any order made under section 6 of this Act, shall, on conviction, be punished with imprisonment of either description which may extend to one year, or with fine up to one thousand rupees, or with both.

8. *Composition of the Press Consultative Committee and rules in respect thereof.*—(1) A Press Consultative Committee referred to in the second proviso to sub-section (1) of section 6, shall consist of such number of persons, being editors, publishers and journalists, as may be prescribed by rules made under this section.

(2) The Central Government may make rules for the constitution of Press Consultative Committees, the term of the office of the members of such Committees, the allowances, if any, to be paid to such members for attending the meetings of the Committee and the manner of filling casual vacancies among them, and for all matters connected therewith or incidental thereto.

(3) In particular, and without prejudice to the generality of the foregoing power under sub-section (2), such rules may provide for all or any of the following matters, namely:—

- the number of persons who may be appointed as members of a Press Consultative Committee and

the class or category of persons from whom such members are to be appointed;

- (b) the authority or authorities which may make such appointments;
- (c) the procedure to be followed by the Central Government or the State Government, as the case may be, in consulting the Press Consultative Committee;
- (d) the procedure to be followed by the Press Consultative Committee;
- (e) any other matter for which rules have to be made for enabling the Press Consultative Committee to function.

(4) Every rule made under this section shall be laid, as soon as may be after it is made, before each House of Parliament while it is in session for a total period of thirty days, which may be comprised in one session or in two successive sessions, and if before the expiry of the session in which it is so laid or the session immediately following, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

Assented to on 7-9-1969

THE INDIAN PENAL CODE (AMENDMENT) ACT, 1969

(ACT No. 36 OF 1969)

AN

CT

further to amend the Indian Penal Code and to provide for matters incidental thereto.

BE enacted by Parliament in the Twentieth Year of the Republic of India as follows:—

1. *Short title.*—This Act may be Called the Indian Penal Code (Amendment) Act, 1969.

2. *Amendment of section 292 of Act 45 of 1860.*—In the Indian Penal Code,—

- (a) section 292 shall be re-numbered as sub-section (2) thereof and before sub-section (2), as so re-numbered, the following sub-section shall be inserted, namely:—

“(1) For the purposes of sub-section (2), a book, pamphlet, paper, writing, drawing, painting, representation, figure or any other object, shall be deemed to be obscene if it is lascivious or appeals to the prurient interest or if its effect, or (where it comprises two or more distinct items) the effect of any one of its items, is, if taken as a whole, such as to tend to deprave and corrupt persons who are likely, having regard to all relevant

circumstances, to read, see or hear the matter contained or embodied in it.”;

- (b) in sub-section (2) of section 292, as so re-numbered,—

- (i) for the words “with imprisonment of either description for a term which may extend to three months, or with fine, or with both”, the words “on first conviction with imprisonment of either description for a term which may extend to two years, and with fine which may extend to two thousand rupees, and, in the event of a second or subsequent conviction, with imprisonment of either description for a term which may extend to five years, and also with fine which may extend to five thousand rupees” shall be substituted;

- (ii) for the *Exception*, the following *Exception* shall be substituted, namely:—

“*Exception.*—This section does not extend to—

- (a) any book, pamphlet, paper, writing, drawing, painting, representation or figure—

- (i) the publication of which is proved to be justified as being for the public good on the ground that such book, pamphlet, paper, writing, drawing, painting, representation or figure is in the interest of science, literature, art or learning or other objects of general concern, or

- (ii) which is kept or used *bonafide* for religious purposes;

- (b) any representation sculptured, engraved, painted, or otherwise represented on or in—

- (i) any ancient monument within the meaning of the Ancient Monuments and Archaeological Sites and Remains Act, 1958 (24 of 1958), or

- (ii) any temple, or on any car used for the conveyance of idols, or kept or used for any religious purpose.”;

- (c) in section 293, for the words “with imprisonment of either description for a term which may extend to six months, or with fine, or with both”, the words “on first conviction, with imprisonment of either description for a term which may extend to three years, and with fine which may extend to two thousand rupees, and, in the event of a second or subsequent conviction, with imprisonment of either description for a term which may extend to seven years, and also with fine which may extend to five thousand rupees” shall be substituted.

3. *Amendment of sections 99A, 108 and Schedule II of Act 5 of 1898.*—In the Code of Criminal Procedure, 1898,—

- (a) in sub-section (1) of section 99A,—

- (i) for the words "seditious matter", the words "seditious or obscene matter", and
- (ii) for the words "punishable under section 124A or section 153A or section 295A", the words "punishable under section 124A or section 153A or section 292 or section 293 or section 295A",

shall be substituted;

(b) in section 108,—

- (1) after the words "who, within or without such limits,"; the brackets and figure "(i)" shall be inserted;

- (2) after clause (c), the following shall be inserted, namely:—

"(ii) makes, produces, publishes or keeps for sale, imports, exports, conveys, sells, lets to hire, distributes, publicly, exhibits or in any other manner puts into circulation any obscene matter such as is referred to in section 292 of the Indian Penal Code (45 of 1860),";

- (c) in Schedule II, for the entries relating to sections 292 and 293 of the Indian Penal Code (45 of 1860), the following entries shall be substituted, namely:—

1	2	3	4	5	6	7	8
"292	Sale, etc., of obscene books, etc.	May arrest without warrant.	Warrant	Bailable	Not compoundable.	On first conviction with imprisonment of either description for a term which may extend to two years, and with fine which may extend to two thousand rupees, and, in the event of a second or subsequent conviction, with imprisonment of either description for a term which may extend to five years, and also with fine which may extend to five thousand rupees.	Court of Session.
293	Sale etc., of obscene objects to young persons.	May arrest without warrant.	Warrant	Bailable	Not compoundable.	On first conviction with imprisonment of either description for a term which may extend to three years, and with fine which may extend to two thousand rupees, and, in the event of a second or subsequent conviction, with imprisonment of either description for a term which may extend to seven years, and also with fine which may extend to five thousand rupees.	Court of Session."

Assented on 9-9-1969.

THE DELHI HIGH COURT (AMENDMENT) ACT, 1969

(ACT No. 37 OF 1969)

AN

ACT

to amend the Delhi High Court Act, 1966.

BE it enacted by Parliament in the Twentieth Year of the Republic of India as follows—

1. *Short title and commencement.*—(1) This Act may be called the Delhi High Court (Amendment) Act, 1969.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

2. *Insertion of new section 3A.*—In the Delhi High Court, Act, 1966 (26 of 1966), (hereinafter referred to as the principal Act), after section 3, the following section shall be inserted, namely:—

Salaries and allowances of Judges to be expenditure

charged on consolidated Fund of India.—“3A. Expenditure in respect of the salaries and allowances of Judges of the High Court of Delhi shall be expenditure charged on the Consolidated Fund of India.”

3. *Amendment of section 5.*—In sub-section (2) of section 5 of the principal Act, for the words “twenty-five thousand rupees”, the words “fifty thousand rupees” shall be substituted.

4. *Amendment of section 17.*—In sub-section (3) of section 17 of the principal Act, in clause (b), for the words “twenty-five thousand rupees”, the words “fifty thousand rupees” shall be substituted.

5. *Amendment of certain laws.*—(1) In section 25 of the Punjab Courts Act, 1918, (Punjab Act VI of 1918), as in force in the Union territory of Delhi, for the words “twenty-five thousand rupees”, the words “fifty thousand rupees” shall be substituted.

(2) In the Himachal Pradesh (Courts) Order, 1948, in paragraph 20, for the words “twenty-five thousand rupees”, the words “fifty thousand rupees” shall be substituted.

6. *Power of Chief Justice to transfer pending suits and proceedings to subordinate courts.*—The Chief Justice of the High Court of Delhi may transfer any suit or other proceedings which is or are pending in the High Court immediately before the commencement of this Act and in which no witnesses have been examined before such commencement to such subordinate court in the Union territory of Delhi or, as the case may be, Himachal Pradesh as would have jurisdiction to entertain such suit or proceedings had such suit or proceedings been instituted or filed for the first time after such commencement.

MINISTRY OF LAW

(Legislative Department)

New Delhi, the 26th September, 1969/Asvina 4, 1891
(Saka)

The following Act of Parliament received the assent of the President on the 25th September, 1969, and is hereby published for general information:—

THE CONSTITUTION (TWENTY-SECOND AMENDMENT) ACT, 1969

[25th September, 1969.]

An Act further to amend the Constitution of India.

BE it enacted by Parliament in the Twentieth Year of the Republic of India as follows:—

1. *Short title.*—This Act may be called the Constitution (Twenty-second Amendment) Act, 1969.

2. *Insertion of new article 244A.*—In Part X of the Constitution, after article 244, the following article shall be inserted, namely:—

“244A. *Formation of an autonomous State comprising certain tribal areas in Assam and creation of*

local Legislature or Council of Ministers or both therefor.—(1) Notwithstanding anything in this Constitution, Parliament may, by law, form within the State of Assam an autonomous State comprising (whether wholly or in part) all or any of the tribal areas specified in part A of the table appended to paragraph 20 of the Sixth Schedule and create therefor—

(a) a body, whether elected or partly nominated and partly elected, to function as a Legislature for the autonomous State, or

(b) a Council of Ministers,

or both with such constitution, powers and functions, in each case, as may be specified in the law.

(2) Any such law as is referred to in clause (1) may, in particular,—

(a) specify the matters enumerated in the State List or the Concurrent List with respect to which the Legislature of the autonomous State shall have power to make laws for the whole or any part thereof, whether to the exclusion of the Legislature of the State of Assam or otherwise;

(b) define the matters with respect to which the executive power of the autonomous State shall extend;

(c) provide that any tax levied by the State of Assam shall be assigned to the autonomous State in so far as the proceeds thereof are attributable to the autonomous State;

(d) provide that any reference to a State in any article of this Constitution shall be construed as including a reference to the autonomous State; and

(e) make such supplemental, incidental and consequential provisions as may be deemed necessary.

(3) An amendment of any such law as aforesaid in so far as such amendment relates to any of the matters specified in sub-clause (a) or sub-clause (b) of clause (2) shall have no effect unless the amendment is passed in each House of Parliament by not less than two-thirds of the members present and voting.

(4) Any such law as is referred to in this article shall not be deemed to be an amendment of this Constitution for the purposes of article 368 notwithstanding that it contains any provision which amends or has the effect of amending this Constitution.”

3. *Amendment of article 275.*—In article 275 of the Constitution, after clause (1), the following clause shall be inserted, namely:—

“(1A) On and from the formation of the autonomous State under article 244A,—

(i) any sums payable under clause (a) of the second proviso to clause (1) shall, if the autonomous State comprises all

the tribal areas referred to therein, be paid to the autonomous State, and, if the autonomous State comprises only some of those tribal areas, be apportioned between the State of Assam and the autonomous State as the President may, by order, specify;

- (ii) there shall be paid out of the Consolidated Fund of India as grants-in-aid of the revenues of the autonomous State sums, capital and recurring, equivalent to the costs of such schemes of development as may be undertaken by the autonomous State with the approval of the Government of India for the purpose of raising the level of administration of that State to that of the administration of the rest of the State of Assam."

4. Insertion of new article, 371 B.—After article

371A of the constitution, the following article shall be inserted, namely:—

"371B. *Special provision with respect to the State of Assam.*—Notwithstanding anything in this Constitution, the President may, by order made with respect to the State of Assam, provided for the constitution and functions of a committee of the Legislative Assembly of the State consisting of members of that Assembly elected from the tribal areas specified in Part A of the table appended to paragraph 20 of the Sixth Schedule and such number of her members of that Assembly as may be specified in the order and for the modifications to be made in the rules of procedure of that Assembly for the constitution and proper functioning of such committee."

N. D. P. NAMBOODIRIPAD,
Joint Secy. to the Govt. of India.

भाग 7—भारतीय निर्वाचन आयोग (Election Commission of India) की वैधानिक अधिसूचनाएं तथा अन्य निर्वाचन सम्बन्धी अधिसूचनाएं

शून्य

अनुपूरक

शून्य

PART I

FOOD AND SUPPLIES DEPARTMENT

NOTIFICATION

Simla-2, the 10th January, 1975

No. 13-2/69-CS&T.—In exercise of the power conferred vide section 4 of the Himachal Pradesh Brick (Control) Act, 1969 (Act No. 29 of 1969) and in exercise of the power conferred, vide sub-para (c) of para 2

of the Himachal Pradesh Brick (Control) Order, 1970, the Governor, Himachal Pradesh is pleased to appoint all the Sub-Divisional Magistrates in the State of Himachal Pradesh to act as "District Magistrate" for all purposes of the said order within the territorial jurisdiction of their respective Sub-Divisions.

By order,
M. S. MUKHERJEE,
Secretary.

PART II

कार्यालय जिलाधीश सिरमौर मंडल, नाहन

अधिसूचनाएं

नाहन, 2 जनवरी, 1975

नं० 7-एस०एम०आर०/(152)/73.—जैसा कि श्री पिशोरी सीलि, उप-प्रधान, ग्राम पंचायत ददाहू, विकास खण्ड संगड़ाह, तहसील रेणुका, सिरमौर मण्डल के त्यागपत्र के स्वीकृत होने पर उक्त ग्राम पंचायत के उप-प्रधान का पद रिक्त हुआ था।

और जैसा कि उपरोक्त ग्राम पंचायत के उप-प्रधान पद के लिए 12-74 को जो निर्वाचन कराया गया उसके अनुसार श्री मदन लाल, ग्राम व डाकघर ददाहू, विकास खण्ड संगड़ाह, तहसील रेणुका, सिरमौर मंडल, उप-प्रधान निर्वाचित घोषित हुआ।

अतः म शमशेर सिंह सिद्धू, जिलाधीश सिरमौर मंडल, नाहन, हिमाचल प्रदेश ग्राम पंचायत (निर्वाचन) नियम, 1972 के नियम 50 के अन्तर्गत श्री मदन लाल, ग्राम व डाकघर ददाहू, विकास खण्ड संगड़ाह तथा तहसील रेणुका, सिरमौर मंडल के नाम को ददाहू ग्राम पंचायत के उप-प्रधान पद के लिये अधिसूचित करता हूँ।

नाहन, 9 जनवरी, 1975

क्रमांक नं० 7-एस०एम०आर०-1(157)73(II).—हिमाचल प्रदेश पंचायत समिति (निर्वाचन) नियम, 1970 के नियम 54 के अन्तर्गत मैं, शमशेर सिंह सिद्धू, जिलाधीश सिरमौर मण्डल, नाहन नीचे

दी गई मारिणी में दर्शाए गये नामों को नाहन पंचायत समिति के अध्यक्ष तथा उपाध्यक्ष के पदों के लिए अधिसूचित करता है:—

मारिणी

क्रमांक	अध्यक्ष तथा उपाध्यक्ष का नाम तथा पता	पद
1	2	3
1.	श्री याग राज मिह पुत्र श्री कल्याण सिंह, ग्राम बोहल, डाकघर बनेठी, तहसील नाहन, मिरमौर मण्डल।	अध्यक्ष
2.	श्री इन्द्रमिह पुत्र श्री मन्तराम, ग्राम तिरमली-दयाड़ा, डाकघर ददाड़ा, तहसील जोहन, मिरमौर मण्डल, नाहन।	उपाध्यक्ष

नाहन, 9 जनवरी, 1975

क्रमांक न० 7-एच० एम० आर०-1(157)73-III.—हिमाचल प्रदेश पंचायत समिति (निर्वाचन) नियम, 1970 के नियम 54 के अन्तर्गत में, रामशेर मिह सिद्ध, जिलाधीश सिरमौर मण्डल, नाहन, नीचे दी गई मारिणी में दर्शाए गये नामों को संगड़ाह पंचायत समिति के अध्यक्ष तथा उपाध्यक्ष के पदों के लिए अधिसूचित करता है:—

मारिणी

क्रमांक	अध्यक्ष तथा उपाध्यक्ष का नाम तथा पता	पद
1	2	3
1.	श्री जार्ज राम पुत्र श्री धन्य राम, ग्राम टीकरी डगाकना, डाकघर कुर्ग, उप-तहसील शिलाई, सिरमौर मण्डल।	अध्यक्ष
2.	श्री रतन मिह पुत्र श्री कुन्दन मिह, ग्राम गनोग, डाकघर बड़गा, तहसील रेणुका, मिरमौर मण्डल।	उपाध्यक्ष

स्थान: नाहन

रामशेर सिंह सिद्ध,
जिलाधीश।

तारीख: 9 जनवरी, 1975।

कार्यालय जिलाधीश, जिला किन्नौर, कल्पा, हिमाचल प्रदेश

कार्यालय आदेश

कल्पा, 6 जनवरी, 1975

राज अधिनियम, 1968 (एक्ट नं० 19 सन् 1970) की धारा 54 (2) (घ) के अधीन अपने प्रधान पद के कार्य निष्पादन में अनाचार का दोषी पाया गया है, और यह कि उसके विरुद्ध जांच भी की गई जिस से पाया गया कि (1) श्री दिवान सैन, प्रधान ने रसीद संख्या 1, दिनांक 8-7-1973 को उप सम्भागीय अधिकारी, पूह के कार्यालय से चक्का बिछाई ग्राम कानम की स्कीम के लिए मु० 2,000 रु० तक प्राप्त किया और ये राशि 10-4-1974 तक पंचायत की रोकड़ पर दर्ज नहीं कराई और न ही वचत हिसाब पंचायत में जमा की और 10-4-1974 को यह राशि पुनः प्रधान श्री दिवान सैन ने पंचायत रोकड़ में अपने नाम पेशगी बगर्ज तकसी करने मजदूरी श्रमिकों को दर्ज करवाई किन्तु श्रमिकों को नहीं बांटी गई अतः स्पष्ट है कि श्री दिवान सैन, प्रधान, ग्राम पंचायत कानम ने 3-7-73 से आज दिनांक तक यह राशि अपने निजी स्वार्थ के लिए दुरुपयोग की है। (2) श्री दिवान सैन, प्रधान ने डाक-खाना स्पीलो से पंचायत के वचत हिसाब से 18-6-74 को मु० 3,200-00 रु० प्राप्त किए और अपने नाम पर कापा टैक की मजदूरी श्रमिकों को बांटने हेतु रोकड़ पंचायत में पेशगी दिखाई, किन्तु आज दिन तक उस ने उस के व्यय के मस्टररोल तथा रसीद पंचायत में नहीं दिए जाहिर है कि ये राशि भी श्री दिवान सैन, प्रधान ने ग्राम पंचायत कानम ने अपने निजी कार्य में दुरुपयोग की है। (3) 30-7-73 को श्री दिवान सैन, प्रधान ने ग्राम पंचायत कानम के वचत हिसाब से मु० 1,000 रु० निकाला। इस राशि का भी न तो रोकड़ में इन्द्राज कराया और न ही किसी कार्य पर ही व्यय किया और पुनः 12-8-74 को ये राशि स्पीलो डाकखाना पंचायत के वचत हिसाब में जमा की जिसे जाहिर है कि श्री दिवान सैन, प्रधान, ग्राम पंचायत कानम इस राशि को अपने निजी प्रयोग में लाते रहे।

और यह कि हिमाचल प्रदेश ग्राम पंचायत नियम, 1971 के नियम 77 के अधीन उक्त प्रधान को कारण बताओ नोटिस बजरिया इस कार्यालय के पृष्ठांकन संख्या पी-2(158)/55, तिथि 5 अक्टूबर, 1974 को दिया गया जिस में उन से आदेश मिलने की तिथि से 10 रोज के भीतर अपना स्पष्टीकरण उप-सम्भागीय अधिकारी, पूह की मारफत भेजने को कहा गया था। उन का उत्तर प्राप्त हुआ जिस पर विचार किया गया और उत्तर असन्तोषजनक पाया गया।

अतः मैं, सुरेन्द्र सूद, जिलाधीश, जिला किन्नौर इस मामले की छानबीन करके सभी बातों का ध्यान रखते हुए हिमाचल प्रदेश पंचायती राज अधिनियम, 1968 (एक्ट नं० 19 सन् 1970) की धारा 54(1) के अधीन प्राप्त अधिकारों के अन्तर्गत श्री दिवान सैन प्रधान, ग्राम पंचायत, कानम, तहसील पूह, जिला किन्नौर, को पंच तथा प्रधान पद से तत्काल निलम्बित करता हूँ, और पुनः आदेश देता हूँ कि उक्त प्रधान अपने प्रधान कार्य का तथा उस के पास पंचायत की सम्पत्ति तक या अन्य रूप में जो भी हो का ज़रज शीघ्र आदेश मिलते ही ग्राम पंचायत कानम के उप-प्रधान को हस्तान्तरित करे और श्री दिवान सैन, प्रधान (निलम्बित) इस आदेश प्राप्ति के तुरन्त बाद ग्राम पंचायत की किसी भी कार्यवाही में भाग नहीं लेगा।

सुरेन्द्र कुमार सूद,
जिलाधीश।

नं० कनर-पी-2(158)/55.—यह कि श्री दिवान सैन, प्रधान, ग्राम पंचायत कानम, तहसील पूह, जिला किन्नौर, हिमाचल प्रदेश पंचायती

**OFFICE OF THE DEPUTY COMMISSIONER.
CHAMBA DISTRICT, CHAMBA
NOTIFICATION**

Chamba, the 3rd January, 1975

No. 11-CBA-4(14)/74.—In pursuance of the provision of rule 84(9) of Himachal Pradesh Election Rules, 1970 read with sub-section (1) of section 23 of Himachal Pradesh Municipal Act, 1968, I, I. K. Suri, Deputy Commissioner, Chamba hereby notify the election of Shri Sagar Chand Nayyar, Municipal Commissioner, as President of Municipal Committee, Chamba.

I. K. SURI.
Deputy Commissioner.

**OFFICE OF THE DEPUTY COMMISSIONER.
KANGRA DISTRICT, DHARAMSALA
NOTIFICATIONS**

Dharamsala, the 4th January, 1975

No. 5-4(2)354.—In pursuance of section 23(1) of the Himachal Pradesh Municipal Act, 1968 read with rule 76 of the Himachal Pradesh Municipal Elections Rules, 1970, I, Maharaj Krishan Kaw, Deputy Commissioner, Kangra do hereby notify the names of the elected members of Nurgpur Municipal Committee of Kangra district:

T A B L E

Name of Municipal Committee: NURPUR

Sl. No.	No. and Name of Constituency (Ward)	Name and address of the elected member
1.	1—Chowgan Siran	Shri Dev Datt, Bazar Chowgan, Nurgpur.
2.	2—Uperla Siran	Shri Khushal Chand, Anand Bhawan, Nurgpur.
3.	3—Khatrari & Jharoli	Shri Nanak Chand, W. No. 3, Nurgpur.
4.	4—Rampuri & Anderkot	Shri Om Parkash, Mohalla Rampuri, Nurgpur.
5.	5—Mohalla Acharyan & Vinay Gali left side.	Shri Om Parkash, Vinay Gali, Nurgpur.
6.	6—Kakrola and Manai Attarsingh.	Shri Hem Raj, W. No. 6, Nurgpur.
7.	7—Partiar Mohalla	Shri Satya Paul, Advocate, Nurgpur.
8.	8—Harijan (S.C.)	Shri Munshi Ram, Niazpur, Nurgpur.
9.	9—Niazpur and Jaswalta	Shri Mangat Ram, Mohalla Niazpur, Nurgpur.

Dharamsala, the 4th January, 1975

No. 5-4(2)-361.—In pursuance of section 23 (1) of the Himachal Pradesh Municipal Act, 1968 read with rule 76 of the Himachal Pradesh Municipal Elections Rules, 1970, I, Maharaj Krishan Kaw, Deputy Commissioner, Kangra do hereby notify the names of the elected members of Kangra Municipal Committee of Kangra district:

T A B L E

Name of the Municipal Committee: KANGRA

Sl. No.	No. and Name of Constituency (Ward)	Name and address of the elected member
1	2	3
1.	1—Mahatma Gandhi Memorial Municipal Library.	Shri Chander Shekhar, Advocate, Kangra, P.O. Kangra.

2	3
2. 2—Inderashwar Mahadev	Shri Sain Dass, Principal G.A.V. H.S.S., Kangra.
3. 3 Latheshwar Mahadev	Shri Partap Chand Old Kangra, P.O. Kangra, Tehsil and District Kangra.
4. 4—Ujari Mahadev	Shri Sita Ram, W. No. 4, Kangra (176001).
5. 5—Mission	Shri Bansil Lal, Jhir Gali, Kangra, Tehsil Kangra.
6. 6—Shakti	Shri Umesh Chand, Advocate, Kangra district, Kangra.
7. 7—Arya Samaj Mandir	Shri Bal Krishan c/o M/s Jai Ram and Sons, Mai Bazar, Kangra.
8. 8—Duhnga Bazar	Shri Kuldip Singh, Press Correspondents, Hoshiarpur Road, Kangra.
9. 9—Bajreshawari Devi	Shri Davinder Nath, near Kangra Temple, Kangra, Tehsil Kangra.
10. 10—Gupt Ganga (S.C.)	Shri Parshotam Lal, Hadi Mohalla, Kangra (176001).
11. 11—Tehsil	Shri Sudhindar Kumar, Advocate, Suraj Kund Road, Kangra (176001).

Dharamsala, the 4th January, 1975

No. 5-4(2)-347.—In pursuance of section 23 (1) of the Himachal Pradesh Municipal Act, 1968 read with rule 76 of the Himachal Pradesh Municipal Elections Rules, 1970, I, Maharaj Krishan Kaw, Deputy Commissioner, Kangra do hereby notify the names of the elected members of Dharamsala Municipal Committee of Kangra district:

T A B L E

Name of Municipal Committee: DHARAMSALA

Sl. No.	No. and Name of Constituency (Ward)	Name and address of the elected member
1.	2	3
1.	1—Bhagsu Nag	Shri Dina Nath, Bhagsu Nag, upper Dharamsala.
2.	2—Macleod Ganj	Shri Jaishi Ram, H. No. 505, Macleod Ganj, upper Dharamsala.
3.	4—Gamru	Shri Gurdatt, Khajanchi Mohalla, Dharamsala.
4.	6—Chari Road	Shri Om Parkash, Kotwali Bazar, Dharamsala.
5.	7—Shaheed Samarak	Shri Man Bahadur Singh, 650, Cheel Gari, Dharamsala.
6.	8—Lower Brij Lal Road	Shri Roop Krishan, below Civil Hospital, Dharamsala.
7.	9—Upper Depot Bazar	Shri Pran Nath, Upper Depot Bazar, Danc Road, Dharamsala.
8.	10—Lower Depot Bazar	Shri Din Dyal, H. No. 510 Lower Depot Bazar, Dharamsala.

1	2	3	1	2	3
9. 11—Civil Bazar (S.C.)	Shri Ram Chand, Harijan Colony, Civil Bazar, Dharamsala.		2. 2—Vidyarthian (S.C.)	Shri Amar Dass, Mission Compound, Palampur.	
10. 12—Civil Lines	Shri Banwari Lal, H. No. 522/1, Depot Bazar, Dharamsala.		3. 3—Gandhi Park	Shri Balwant Singh, c/o Friends Hotel, Palampur.	
11. 13—College	Shri Ram Charan, H. No. 46, Civil Lines, Dharamsala.		4. 4—Sarover Lane	Shri Om Parkash W. No. 4, Palampur.	
			5. 5—Bandla Flats Lower	Shri Tilak Raj c/o Adarsh Bakery, Palampur.	
			6. 6—Pashorian	Shri Surinder Kumar, W. No. 6, Palampur.	
			7. 7—Jodha Mal Street	Shri Sat Parshad c/o Royal Book Depot, Palampur.	
			8. 8—Arya Samaj	Shri Swaraj Kumar c/o Bali Watch Coy, Palampur.	
			9. 9—Janglat	Shri Bhup Singh, W. No. 3, Palampur.	

Dharamsala, the 4th January, 1975

No. 5-42-340.—In pursuance of section 23 (1) of the Himachal Pradesh Municipal Act, 1968 read with rule 74 of the Himachal Pradesh Municipal Elections Rules, 1970, I, Maharrj Krishan Kaw, Deputy Commissioner, Kangra do hereby notify the names of the elected members of Palampur Municipal Committee of Kangra district.

TABLE

Name of Municipal Committee: PALAMPUR

Sl. No.	No. and Name of Constituency (Ward)	Name and address of the elected member
1	2	3
1.	1 Bandla Flats Upper	Shri Krishan Lal, Ward No. 1, Palampur.

M. K. KAW,

Deputy Commissioner.

PART V

अवतार-प्रक्रिया-सहिता के नाम 20 की धारा 5 के अनुसार
(विज्ञापन इस्तहार)

अवतार का आरंभ 20 धर्माती, मोनियर सब-जग, हमीरपुर
(हिं प्रो)

अवतार का आरंभ 358 of 1969

अवतार का नाम वनाम
दुरगा दा इत्यादि
वनाम

अवतार का नाम पुत्र जगत राम, पुत्र आमा राम सकना कसबा
नाथन, नदीनल हमीरपुर

उपस्थित धर्मिक के (मुकदमे) में उक्त श्री दुआरका नाथ
समन की तामील करने से जानबूझ कर वचना है और छिप गया
है। अतः उक्त श्री दुआरका नाथ के नाम यह इस्तहार (विज्ञापन)
जारी किया जाता है कि यदि उक्त श्री दुआरका नाथ दिनांक
24-2-1975 का वक्त 10 बजे प्रातः इस न्यायालय में उपस्थित
नहीं होगा तो उसके सम्बन्ध में एकपक्षीय कार्यवाही की जाएगी।

आज दिनांक 27-11-1974 को मेरे हस्ताक्षर तथा न्यायालय के
मुद्रांक सहित जारी हुआ।

(मोहर)।
आरंभ 20 धर्माती,
मोनियर सब-जग।

इस्तहार अधीन आदेश 5. नियम 20, सी0 पी0 सी0

अवतार अशालत सीनियर सब-जग, विलासपुर (हिं प्रो)

मुकदमा नं0 67/1 of 2-4-1973

श्री मुनशीराम पुत्र लखुराम, जाति ब्राह्मण, सकना कुड़ी, परगना
सदर, तहसील सदर, जिला विलासपुर, (हिं प्रो)

वनाम

श्री भोला नाथ पुत्र भगत राम, जाति सोनी, सकना लदौन,
तहसील हमीरपुर, जिला कांगड़ा (हिं प्रो)

वनाम—भोला नाथ पुत्र भगत राम, जाति टाक सोनी, सकना लदौन,
तहसील हमीरपुर, जिला कांगड़ा (हिं प्रो)

आवा विलासपुर मु0 1,635 रु0 20 पै0 असल मयसूद हस्त
परनोट दस्तावेजी व कलमो मुदालेह तारीखी 29-4-1969।

उपस्थित मुकदमा उनवान बाला में न्यायालय को शपथ पत्र
वादी तथा तामील कुनिन्दा से पूर्ण सत्यापन हो चुका है कि प्रतिवादी
भोलानाथ पुत्र भगत राम, जाति टाक सोनी, 40-लदौन तथा तहसील
हमीरपुर, जिला कांगड़ा पर साधारण साधन द्वारा समन की तामील नहीं हो
सकती है अतः इस घोषणा द्वारा भोला नाथ प्रतिवादी को सूचित
किया जाता है कि वह अशालतन व अधिवक्ता द्वारा अपने मुकदमा
की पैरवी इस न्यायालय में आकर तिथि 28-1-1975 प्रातः 10
बजे करें। अगर आप उक्त मुकदमा की पैरवी न करेंगे तो आपके
खिलाफ कार्रवाई अधिकतरफा अमल में लाई जावेगी।

आज तारीख 26-12-1974 को मेरे दस्तखत व मोहर अदालत
को जारी किया गया।

(हस्ताक्षरित)

ज्येष्ठ उप-न्यायाधीश।

To

Shri Sukh Dev Chand son of Shri Uttam Chand,
resident of Solan, Tehsil and District Solan.

Whereas in the above noted case it has been proved to my satisfaction that the above-named defendant (respondent) Shri Sukh Dev Chand cannot be served in the normal mode of service. Hence this proclamation is hereby issued against him and be directed to appear in this Court on 24th February, 1975 at 10 A. M. personally or through a pleader or authorised agent, failing which an *ex-parte* proceeding will be taken against him.

Given under my hand and the seal of the Court
this 10th day of January, 1975.

Versus

Shri Sukh Dev Chand son of Shri Uttam Chand;
resident of Solan, Tehsil and District Solan.

SUIT FOR FORECLOSURE

Application for Final Decree for Foreclosure in case
No. 69/1 of 1971, under Order 34, Rule 3 C.P.C.

Seal.

R. K. MAHAJAN,
Senior Sub-Judge, Solan.

BAR COUNCIL OF HIMACHAL PRADESH, SIMLA

BALANCE SHEET AS AT 31ST MARCH, 1974

<i>Liabilities</i>	<i>Amount</i>	<i>Total</i>	<i>Assets</i>	<i>Amount</i>	<i>Total</i>
SUNDRY CREDITORS			CASH AND BANK BALANCES		
M/s K. N. Chandla & Co.	100.00		Cash in Hand	17.14	
Bar Council of India	6,100.00		Cash at Bank in Savings Bank Account	8,325.34	
			In Fixed deposit with Union Bank of India	5,000.00	13,342.48
Enrolment fee received in advance	250.00				
Hire charges payable	70.00	6,520.00			
CORPUS			FURNITURE AND FIXTURES		
As per last Balance Sheet	4,970.83		As per last Balance Sheet	1,676.51	
Add—Net Excess of income over Expenditure for the year transferred from Income and Expenditure Account	3,804.56	8,775.39	Additions during the year	493.39	
				2,169.90	
			Less—Depreciation written off	216.99	1,952.91
Total Rs.		15,295.39	Total Rs.		15,295.39

(Sd) BHIM SEN,
Secretary.

(Sd) MANOHAR LAL SHARMA,
Member.

(Sd) CHHABIL DASS,
Chairman.

AUDITORS REPORT

We, have audited the above Balance Sheet of the BAR COUNCIL OF HIMACHAL PRADESH, SIMLA as at 31st March, 1974 and also the annexed statement of Income and Expenditure Account for the year ended on that date, and report that we have obtained all the information and explanations necessary for the purpose of our audit. We certify that subject to the explanations and statements given and as shown by the books of accounts the above statement exhibit a true and correct view of the state of affairs of the Council.

70/1, The Mall, Simla.
Dated 24th August, 1974.

Sd/- K. N. CHANDLA,
Chartered Accountants.

BAR COUNCIL OF HIMACHAL PRADESH, SIMLA

INCOME AND EXPENDITURE ACCOUNT FOR THE YEAR ENDED 31ST MARCH, 1974

<i>Expenditure</i>	<i>Amount</i>	<i>Total</i>	<i>Income</i>	<i>Amount</i>	<i>Total</i>
To Salary of Staff		4,579.30	By Enrolment Fee	15,250.00	
.. Travelling expenses		5,421.15	Less—Share of Bar Council		
.. Stationery and Printing		311.91	of India	6,100.00	9,150.00
.. Postage		209.95	.. Sale of Application Forms etc.		367.00
.. Legal Expenses		14.75	.. Interest		444.35
.. Audit Fee		100.00	.. Miscellaneous receipts		353.77
.. Miscellaneous Expenses		236.51	.. Share of assets received from Bar		
.. Hire of Typewriter		420.00	Council of Punjab and Haryana.		5,000.00
.. Depreciation		216.99			
Net Excess of Income over Expenditure for the year transferred to Corpus Account		3,804.56			
Total Rs.		15,315.12	Total Rs.		15,315.12

(Sd/-) BHIM SEN,
Secretary.

(Sd/-) MANOHAR LAL SHARMA.

Member.

(Sd/-) CHHABIL DASS,
Chairman.

Annexure to our report of even date appended at the foot of the Balance Sheet.

70/1, The Mall, Simla.
Dated 24th August, 1974.Sd/-
K. N. CHANDLA,
Chartered Accountant.